

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.2159 of 2018

Arising Out of PS. Case No. -726 Year- 2017 Thana -BETTIAH CITY District- WEST
CHAMPARAN (BETTIAH)

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Shamim Afroz Son of Late Sheikh Latifur Rahman, Resident of Mohalla-
Naznin Chowk, Ward No.18, P.S.- Bettiah Town, District- West
Champan.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Sanjay Kumar No.-7, Advocate

For the Opposite Party: APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

2 15-01-2018 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner is in custody since 21.10.2017 in connection with Bettiah Town P.S. Case No. 726 of 2017 for the offences alleged under Sections 341, 323, 354A, 353 and 354 of the Indian Penal Code.

3. It is submitted that the petitioner has been falsely implicated and is an advocate practicing in the Civil Courts, Bettiah for the past about 30 years and this is the first such case against him which casts serious doubt about the veracity of the accusation.

4. Be that as it may, having regard to the entirety of the facts and circumstances of the case and having regard to the period of custody of the petitioner above named since 21.10.2017, let him be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of like amount each to the satisfaction of learned Chief Judicial Magistrate, West Champaran at Bettiah in connection with Bettiah Town P.S. Case No. 726 of 2017, on the following conditions:-

(i) That one of the bailors shall be a close relative of



the petitioner.

(ii) That the petitioner shall not indulge in any similar offence till conclusion of the trial.

(iii) That the petitioner shall remain physically present in court on each and every date during trial and in the event of failure on two consecutive dates without sufficient reason, his bail bond shall be liable to be cancelled by the learned Court concerned.

(iv) The petitioner shall cooperate with the investigation, if not already concluded, and make himself available as and when so required and in case of failure, the State shall be at liberty to move for cancellation of bail.

(Vikash Jain, J)

B.T/Chandran

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