

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.37592 of 2018

Arising Out of P.S.Case No. -112 Year- 2017 Thana -DIGHALBANK District- KISANGANJ

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1. Md Muntazir @ Md Muntazir Alam Son of Md. Shakir Alam Resident of village Garhi Basti Tulsia, P.S. Dighalbank, District Kishanganj.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.

For the Opposite Party/s : Mr.

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA

ORAL ORDER

3 26-07-2018 Heard learned counsel for the petitioner as well as the State.

The petitioner apprehends his arrest in Dighalbank P.S. Case No. 112/2017, instituted for the offences punishable under Sections 457 and 380 of the Indian Penal Code.

Learned counsel for the petitioner has submitted that there is no recovery of any incriminating articles from the possession of the petitioner. Name of the petitioner has come only in the confessional statement of co-accused Md Anwar.

Considering the facts and circumstances of the case, the prayer for anticipatory bail of the petitioner is allowed. In the event of surrender/arrest of the petitioner, named above, within six weeks from today, in connection with Dighalbank P.S. Case No.



112/2017, he shall be released on anticipatory bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Kishanganj, subject to the conditions as laid down under Section 438(2) of the Cr.P.C. with further conditions (1) bailors should be local having sufficient immovable property within the jurisdiction of the court concerned, (2) petitioner shall cooperate in the trial and shall be present on each and every date fixed by the court and absence on two consecutive dates without proper and reasonable reason will automatically cancel bail bond of the petitioner and (3) if petitioner tamper with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(Sanjay Priya, J.)

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