

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.68263 of 2018

Arising Out of PS. Case No.-292 Year-2015 Thana- JOKIHAT District- Araria

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ABDUL RAHMAN @ ABDUL, S/o Imamuddin, R/o Village- Farsadangi,
P.S.- Jokihat, District- Araria.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Kundan Kumar Singh

For the Opposite Party/s : Mr. Sri Anand Kishore Choudhary

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

2 14-12-2018 Heard learned counsel for the petitioner and the

counsel appearing on behalf of the State.

The petitioner is apprehending his arrest in connection
with Jokihat P.S. Case No. 292 of 2015 for the offence under
Sections 452, 380 of the Indian Penal Code.

Learned counsel appearing on behalf of the petitioner
submits that the petitioner has no criminal antecedent. In
paragraph-11 there is specific plea of that the petitioner was
residing at Delhi and at the time of alleged occurrence he was
at Delhi. The plea of alibi is specific plea in the instant case.

In view of the above the Court in order to ensure
proper inquiry in the matter as to alibi grant provisional bail to
the petitioner. Let the petitioner above named, in the event of
arrest or surrender within one month from today, be released on



bail on furnishing bail bond of Rs.10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of the Court of Learned SDJM, Araria in connection with Jokihat P.S. Case No. 292 of 2015, G.R. no. 3106 of 2015, subject to the conditions as laid down under Section 438 Cr.P.C. as also on the conditions that the Court below shall endeavor to inquire into the issue of alibi and if it is found after inquiry that the plea of alibi is correct the Court below will make provisional bail absolute otherwise the Court below is required to cancel the bail bond of the petitioner.

(Anil Kumar Upadhyay, J)

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