

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.70560 of 2018

Arising Out of PS. Case No.-17 Year-2018 Thana- BISFI District- Madhubani

Md. Afzal, Son of Iftekhar, Resident of Village- Parohi, P.S.- Patauna,
District- Madhubani.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Iqbal Asif Niazi
For the Opposite Party/s : Mr. Arun Kumar Pandey

CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

2 10-12-2018

Heard learned counsel for the parties.

Petitioner seeks bail in Bisfi (Aunsi O.P.) P.S. Case
No.17/2018 registered for the offence punishable under
Sections 379 of the Indian Penal Code.

Informant has alleged that some unknown thief has
stolen his motorcycle and the same was recovered from the
possession of co-accused, Md. Moti.

It has been submitted on behalf of the petitioner that
petitioner's name has surfaced in this case on the basis of
confessional statement made by the co-accused, Md. Moti.
Nothing has been recovered from the possession of the
petitioner. Petitioner has no criminal antecedent and he is in
custody since 05.05.2018.

Considering the aforesaid facts and circumstances of



the case, let the petitioner named above be released on bail upon furnishing bail bond of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of learned A.C.J.M., Benipatti, Madhubani in connection with Bisfi (Aunsi O.P.) P.S. Case No.17/2018, with following conditions:-

(1) Bailors should be local having sufficient immovable property within the jurisdiction of the court concerned.

(2) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present as directed by the Court and his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the court below.

(3) If the petitioner tampers 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.

(S. Kumar, J)

Sanjay/-

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