

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.75119 of 2018

Arising Out of PS. Case No.-124 Year-2017 Thana- BARSOI District- Katihar

MD. SADDAM HUSSAIN @ MD. SADDAM HUSSIAN S/o Md. Sohrab
Alam, resident of Village- Jarhanda, P.S. Azamnagar, District- Katihar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rana Baljit Singh, Advocate

For the Opposite Party/s : Smt. Meena Singh (APP)

CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

3 21-12-2018 Heard learned counsel for petitioner and learned
counsel for the State.

Petitioner, who is in custody, seeks bail in
connection with Barsoi P.S. Case No. 124 of 2017 registered for
the offences punishable under Sections 356 and 379 of the
Indian Penal Code.

Informant has alleged that when he was returning
home after collecting of Rs. 1,26,000/- by his motorcycle, in
way miscreants intercepted him, thereafter, they took out bag
containing with aforesaid cash and one mobile took out from the
pocket of the informant.

It has been submitted on behalf of the petitioner
that he is innocent and has committed no offence. He has been
falsely implicated in this case merely on suspicion. Petitioner is



not named in the FIR and no T.I.P. has been conducted.
Nothing was recovered from the possession of the petitioner.
Petitioner is in custody since 10.09.2018.

Considering the aforesaid fact and circumstances of the case, let the petitioner named above be released on bail upon furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned C.J.M., Katihar, in connection with Barsoi P.S. Case No. 124 of 2017, subject to 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 Court and his absence on two consecutive dates without sufficient reasons, 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)

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