

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.30767 of 2018

Arising Out of PS. Case No.-27 Year-2018 Thana- MOTIHARI TOWN District- East
Champaran

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Wasim Alam, son of Md. Amamul Haque @ Md. Imamul Haque, Resident of
Village- Hardiya Tola, P.S.- Kundwa Chainpur, District- East Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Abhishek Kumar
For the Opposite Party/s : Mr. Sri Lalan Kumar

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 23-05-2018 Heard learned counsel for the petitioner and learned APP
for the State.

Petitioner apprehends his arrest in Town P.S. case no. 27
of 2018 instituted for the offence under Section(s) 364A and
120B/34 of the Indian Penal Code.

It is submitted that petitioner is not named in the written
report. The victim boy has been recovered from the possession
of co- accused Parvej Alam. Parvej Alam has taken the name
of this petitioner in his confessional statement.

The learned Additional Sessions Judge has mentioned in
the impugned order that the name of this petitioner has come in
the confessional statement of co- accused Parvej Alam as
mentioned in para 38 of the case diary.



In the facts and circumstances of the case, prayer of the petitioner for grant of anticipatory bail is allowed. In the event of surrender/arrest of the petitioner, named above, within six weeks from today in connection with Town P.S. case no. 27 of 2018, 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 CJM, Motihari, East Champaran, subject to the conditions as laid down under Section 438(2) 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 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.

(Sanjay Priya, J)

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