

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.67697 of 2018

Arising Out of PS. Case No.-42 Year-1990 Thana- RAXAUL District- East Champaran

1. Fulena Singh, Son of Ram Bahadur Singh, Resident of Village- Chikani, P.S.- Raxaul, District- East Champaran.
2. Bashisth Narayan Singh, Son of Dwarika Singh, residence of Village- Lakhaura, P.S.- Lakhaura, Dist.- East Champaran.
3. Mustajab Alam @ Mustzab Alam, S/o Makbul Alam, Residence of Village- Khirlichya, P.S.- Raxaul, Dist.- East Champaran.

... .. Petitioners

Versus

The State of Bihar.

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr. Vibhakar Kumar, Advocate
For the Opposite Party/s : Mr. Shailendra Kumar -2, APP

CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

2 18-12-2018 Heard learned counsel for the petitioners and
learned counsel for the State.

The petitioners seek pre-arrest bail in connection with Trial Case No.30 of 2018 arising out of Raxaul P.S. Case No.42 of 1990 registered for the offence punishable under Sections 406 and 409 of the Indian Penal Code.

Considering that after completion of investigation the police had submitted final report showing the case to be mistake of fact and after 20 years, the Magistrate took cognizance of the offence differing with the police report, in the event of arrest or surrender in the court below within a period of six weeks from today, the petitioners are directed to be released



on bail on furnishing bail bond of Rs.10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of the learned S.D.J.M., Raxaul, Motihari in connection with Trial No.30 of 2018 arising out of Raxaul P.S. Case No.42 of 1990 subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Ashwani Kumar Singh, J.)

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