

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.76393 of 2018

Arising Out of PS. Case No.-74 Year-2018 Thana- SHEIKHOPUR SARAI District-
Sheikhpura

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Mohammad Azad, son of Md. Nasiruddin @ Mohammad Naziruddin, resident
of Village + P.O.- Balha, P.S. + District- Supaul.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Amar Nath Yadav, Advocate
For the Opposite Party/s : Mr. Sakir Ahmad, APP

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

2 21-12-2018 Heard learned counsel for the petitioner and the State.

The petitioner apprehends his arrest in connection
with Shekhopur Sarai P.S. Case No. 74 of 2018 for the offence
under Sections 406, 409, 420 and 384 of the Indian Penal Code.

Learned counsel for the petitioner submits that has got
no criminal antecedent. Referring to the allegation levelled in
the instant case, learned counsel submits that on the basis of
Audio clip showing demand of Rs. 2,50,000/- (Two lakh fifty
thousand) for favour in the survey work, petitioner has been
made accused in the instant case. He submits that the petitioner
is working as Amin on Ad-hoc basis. He submits that the audio
clip has no evidentiary value in the eye of law, particularly its
authenticity has not been tested.



Considering the fact that the petitioner has got no criminal antecedent, the petitioner named above, in the event of arrest or surrender before the court below within one month from today, is directed to be released on bail on furnishing bail bonds of Rs.10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of Additional Chief Judicial Magistrate-I, Sheikhpura in connection with Shekhopur Sarai P.S. Case No. 74 of 2018 subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure with the further condition that the bailors should be local people having sufficient landed property in the locality.

(Anil Kumar Upadhyay, J)

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