

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No 76034 of 2018

Arising Out of PS. Case No.-337 Year-2018 Thana- KADAMKUAN District- Patna

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Jamil Akhtar Subhani @ Jamil Akhtar Suhani @ Jamir Akhtar Subhani, Aged about 21 years, Son of Molbi Shafique Alam, Resident of Mohalla- New Jaganpura Renter of Shyamdeo Singh, P.S.- Krishna Nagar, District- Patna, Permanent R/o Village- Asthakaushal, P.S. Chopra, District- Utter Dinajpur (West Bengal).

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Firoz Ahmad
For the Opposite Party/s : Mr.Sri Nityanand Tiwary

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CORAM: HONOURABLE MR JUSTICE MADHURESH PRASAD

ORAL ORDER

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

Petitioner seeks bail in a case registered under
Sections 364A, 120B/34 of Indian Penal Code.

It is submitted by the petitioner's counsel that the
victim on his own volition had accompanied the petitioner and
other 3 – 4 persons for going on a tour. Subsequently, when
they were on way, some unknown persons have intercepted their
vehicle and taken away informant's father. Only on the basis of
suspicion, because the informant's father accompanied the
petitioner, petitioner has been named in the instant first
information report. Nothing has come against the petitioner in



the enquiry. Petitioner is in custody since 18.06.2018 and he is having no criminal antecedent prior to the instant case.

Considering the aforesaid submissions and the facts and circumstances of the case, petitioner's prayer for bail is allowed. Let the petitioner above named be released on bail on his furnishing bonds of Rs 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Additional Chief Judicial Magistrate VII, Patna in Kadam Kuan Police Station Case No 337 of 2018 subject to the following conditions:

(1) That one of the bailors will be a close relative of the petitioner who will give an affidavit giving genealogy as to how he is related with the petitioner. The bailor will also undertake to inform the Court if there is any change in the address of the petitioner.

(2) That the petitioner will be well represented on each date and if he fails to do so on two consecutive dates, his bail will be liable to be cancelled.

(Madhuresh Prasad, J)

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