

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.71747 of 2018

Arising Out of PS. Case No.-546 Year-2018 Thana- KANTI THARMAL POWER District-
Muzaffarpur

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Md. Shane Alam Son of Md. Mumtaj Alam Resident of Village-Thikhan
Bakatpur, Police Station-Kanti, Distt.-Muzaffarpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Mazharul Hassan
For the Opposite Party/s : Mr.Sri Amit Kumar Rakesh

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CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

3 20-12-2018 Heard learned counsel for petitioner and learned
counsel for the State.

Petitioner, who is in custody, seeks bail in
connection with Kanti P.S. Case No. 546 of 2018 registered for
the offences punishable under Sections 414/34 of the Indian
Penal Code.

Informant who is police officer has alleged that on
secret information he reached at Tikha Bakatpur and found one
Bolero Jeep lying by the side of Road, petitioner along with two
other standing there and on demand regarding paper of vehicle,
they were unable to produce any document, hence they were
arrested.

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. Nothing was recovered from his conscious possession. Petitioner unnecessary has been dragged in the alleged offence. Petitioner has no criminal antecedent and is in custody since 08.09.2018

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 Sub-Divisional Judicial Magistrate, (West) Muzaffarpur, in connection with Kanti P.S. Case No. 546 of 2018, 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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