

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.70666 of 2018

Arising Out of PS. Case No.-70 Year-2018 Thana- PHULWARISHARIF District- Patna

Md. Arshand @ Sadab @ Md. Sadab S/o Md. Akil, resident of Mohalla-Nausa (Nusha) Phulwarisharif, P.S.- Phulwarisharif, District- Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rina Sinha

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

CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

2 10-12-2018 Heard learned counsel for the petitioner and learned counsel for the State.

The petitioner, who is in custody, seeks bail in connection with Phulwarisharif P.S. Case No. 70 of 2018 registered for the offence punishable under Section 392 of the Indian Penal Code.

Informant has alleged that when he was returning on motorcycle from Ara to Phulwarisharif, he was intercepted by three accused riding on a motorcycle and his mobile and Rs. 550/- was looted from him. FIR is against unknown.

It has been submitted on behalf of the petitioner that his name has surfaced in this case on the basis of confession of one co-accused and on his self confession. Nothing has been recovered from his possession. He has been remanded in this



case on 23.03.2018.

Considering the aforesaid facts 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 A.C.J.M.-XV, Patna, in connection with Phulwarisharif P.S. Case No. 70 of 2018 subject to the conditions that:-

(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 his absence on two consecutive dates without proper and sufficient reason the trial court will be at liberty to cancel his bail bond.

(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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