

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.31278 of 2018**

Arising Out of PS.Case No. -66 Year- 2017 Thana -PURUSHOTTAMPUR District-  
WESTCHAMPARAN(BETTIAH)

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Rafak Ansari @ Rafak Mian, Rafak Mian, s/o Muda Islam @ Islam Miyan,  
r/v-Pidari, P.S.-Inarwa, Dist-West Champaran.

.... .... Petitioner

Versus

The State of Bihar

.... .... Opposite Party

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**Appearance :**

For the Petitioner/s : Mr. Bimlesh Kumar Pandey

For the Opposite Party/s : Mr. Sunil Kumar Pandey

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**CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA**  
**JAISWAL**

ORAL ORDER

2      21-05-2018                      Heard learned counsel for the petitioner and learned

APP for the State.

The petitioner seeks bail in Purushottampur P.S.  
Case No. 66/2017 registered under Sections 386 and 387 of the  
Indian Penal Code.

As per the prosecution case, one Imteyaz is said to  
have demanded extortion money of Rs. 1 lakh from the informant  
and its man on the threat of assaulting him and also of vanishing  
his tractor. During course of investigation, Azad Alam was  
apprehended and the mobile, which was used in the offence, was  
recovered from his possession. He named the petitioner in the  
offence and also stated that the SIM of the petitioner was used by  
his mobile.



It is submitted by learned counsel for the petitioner that the petitioner has no concern with the aforesaid offence and as a matter of fact, he had given his mobile along with SIM Card to Azad Alam, who runs a mobile repair shop, for repairing the same but the said SIM was used by said Azad Alam. He has falsely named the petitioner in the occurrence. Barring the aforesaid disclosure, there is nothing on record indicating the complicity of the petitioner in the occurrence and aforesaid Azad Alam has been allowed bail by a co-ordinate Bench of this Court. Petitioner has no criminal antecedent. The petitioner has been languishing in custody since 18.12.2017.

Considering the facts aforesaid, the above named petitioner is directed to be enlarged 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 Additional Chief Judicial Magistrate IVth, Bettiah, West Champaran in connection with Purushottampur P.S. Case No. 66/2017.

**(Prakash Chandra Jaiswal, J.)**

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