

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.3188 of 2019

Arising Out of P.S. Case No.-387 Year-2018 Thana- KHAIRA District- Jamui

Md. Anwar Sheikh @ Chhotu, aged about 39 years son of Md.Israfil Sheikh
@ Md. Israfil, Resident of Thana chowk , Purani Baazar Jamui , P.S. and dist-
Jamui

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pankaj Kumar, Advocate
For the Opposite Party/s : Mr.Jagdhar Prasad, APP

CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

2 24-01-2019 Heard the learned counsel for the petitioner and
learned counsel appearing on behalf of the State.

Petitioner is languishing in judicial custody since
04.10.2018 in connection with Khaira P.S.Case No.387 of 2018
for the offence alleged under Sections 395 and 412 of the Indian
Penal Code.

The prosecution case as lodged by the informant is
that while he was going on the Ambulance 6-7 persons
interecepted the Ambulance and stolen away cash from the
driver and other persons. They also took away mobiles and in
road robbery they have looted several other persons of
motorcycle, mobile and cash. Accordingly, three seizure lists
have been prepared.

It has been submitted by the learned counsel for the
petitioner that he is innocent, not named in the FIR, there is no



criminal antecedent and has been falsely implicated in the aforesaid case. He further submits that the chargesheet has already been submitted and there being no allegation of tampering with the prosecution witnesses.

However, learned APP for the State opposes the prayer for bail.

Considering the facts and circumstances and the materials on record, let the petitioner, above named be released on bail on furnishing bail bond of Rs.10,000/- (rupees ten thousand) with two sureties of the like amount each in connection with Khaira P.S.Case No.387 of 2018 to the satisfaction of learned Chief Judicial Magistrate, Jamui, subject to the following conditions:-

(i) One of the bailors would be a close relative of the petitioner having sufficient immovable property, who will file an affidavit stating their relationship with the petitioner.

(iii) If the petitioner indulges in an offence of similar nature in future, the prosecution will be at liberty to move the learned Court below for cancellation of his bail bonds.

(Nilu Agrawal, J)

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