

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17947 of 2019

Arising Out of PS. Case No.-455 Year-2018 Thana- ARARIA District- Araria

MD. MURSHID @ PANDIT @ MUSAD S/o Md. Nezam, Resident of
Village-Mahchanda, P.S-Simraha, District-Araria.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Md. Naushad Uzzoha

For the Opposite Party/s : Mr.Arbind Kumar Pandey (App84)

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 12-04-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case registered under
Section 394 of the Indian Penal Code.

The prosecution case, in short, is that while the
informant was going to pay the price of cattle, the miscreants
snatched Rs. 150000/- from bag and Rs. 50,000/- from his
pocket.

It has been submitted on behalf of the petitioner that
there is no allegation of tampering of witnesses alleged against
the petitioner. The petitioner is in custody since 01-09-2018.
Charge sheet in this case has already been submitted. The
petitioner is not named in the FIR. His name transpired in this
case on the basis of confessional statement of co-accused



Nishad. Except for suspicion, there is no other substantive evidence to suggest the implication of the petitioner in the present case. There is no recovery of any incriminating article from possession of the petitioner. It has further been submitted that the petitioner may be released after completion of nine months in custody.

On behalf of the State, it is submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, it is directed that **after completion of nine months in custody**, the petitioner, above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate-V, Araria in connection with Araria (R.S.) P.S. Case No. 455 of 2018.

(Sudhir Singh, J)

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