

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.78529 of 2018

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

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Md. Rabiul Islam son of Md. Janu Sheikh @ Jinu Sheikh Resident of Amanat
Diara, Police Station- Udhwa, District-Sahebganj Jharkhand.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Zeyaul Hoda, Advocate
For the Opposite Party/s : Mr.Sri Shantanu Kumar (APP)

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CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

2 24-01-2019 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.

Allegation against petitioner is that he was
apprehended while he was sitting in a stolen Bolero.

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. He was not aware that vehicle in
which he was sitting is an stolen vehicle. He has no criminal
antecedent and is in custody since 09.09.2018.



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 S.D.J.M., 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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