

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.80576 of 2018

Arising Out of PS. Case No.-84 Year-2018 Thana- KATIHAR GRP CASE District- Katihar

Md. Rukman, S/o Md. Noor Hasan, R/o Damali, P.S.- Araria, District- Araria

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjeev Kumar Singh, Adv.

For the Opposite Party/s : Mr.Sri S.M. Rahman (APP)

CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

3 27-02-2019 Heard learned counsel for petitioner and learned
counsel for the State.

Petitioner, who is in custody, seeks bail in connection with Katihar Rail P.S. Case No. 84 of 2018 registered for the offences punishable under Section 414/34 of the Indian Penal Code and Section 137, 147 of Indian Railway Act.

Informant has alleged that while he was on checking duty of train at Katihar Railway Station he found two persons standing at Platform No.1. On seeing the police party, they tried to run away but on chase they were apprehended and during course of checking, several suspicious articles have been recovered from their possession.

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. Similarly placed co-accused has been granted bail by co-ordinate bench of this court vide order dated 08.02.2019 passed in Cr. Misc. No. 3796 of 2019. Petitioner is in custody since 07.10.2018.

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 Railway Judicial Magistrate, Katihar, in connection with Katihar Rail P.S. Case No. 84 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)

Rajiv/-

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