

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.22832 of 2019

Arising Out of PS. Case No.-344 Year-2018 Thana- BAHADURGANJ District- Kishanganj

MD. AMIN @ AMEENUDDIN S/o Raisuddin R/o village- Kuwari Tola
(Kairibirpur), Chapwaltoli, P.S.- Kochadhaman, District- Kishanganj

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. Hakimuddin S/o Late Ramjan Ali R/o village- Baisa Gopalganj Tola
Janigach, P.S.- Bahadurganj, District- Kishanganj

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Amal Kumar Sinha

For the Opposite Party/s : Mr.Amit Kumar Rakesh

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

2 11-04-2019 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner apprehends his arrest for the offences alleged under Sections 41/323/419/420/467/468/471/120(B)/504/506/34 IPC registered in connection with Bahadurganj P.S. Case No. 344/2018.

3. It is submitted that the petitioner has been falsely implicated merely because he happens to be the witness to the sale deed. He is neither the purchaser nor the seller of the land in question, rather he has merely identified Kalimuddin, the seller. It is submitted that the dispute is of civil nature. The petitioner claims clean antecedents.

4. Be that as it may, in the event of the petitioner's arrest or surrender before the court below within six weeks from the date of communication of this order, let the above named petitioner be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of like amount each to the satisfaction of learned CJM, Kishanganj in connection with Bahadurganj P.S. Case No. 344/2018 subject to the conditions as laid down under Section 438 (2) Cr.P.C. and also subject to the following further conditions:



- i. That one of the bailors shall be a close relative of the petitioner.
- ii. That the petitioner shall not indulge in any similar offence till conclusion of the trial.
- iii. That the petitioner shall co-operate with the investigation, if not already concluded, and make himself available as and when so required and in case of failure, the State shall be at liberty to move for cancellation of bail.
- iv. The petitioner shall remain physically present in Court on each and every date during trial and in the event of failure on two consecutive dates without sufficient reason, his bail bond shall be liable to be cancelled by the learned Court concerned.

(Vikash Jain, J)

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