

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.32443 of 2019

Arising Out of PS. Case No.-438 Year-2018 Thana- FORBESGANJ District- Araria

MD. MURSHID @ MUSID Son of Md. Nezam Resident of Village -
Mahchanda, P.S.- Simraha, Dist.- 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.Ansar Ul Haque

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 16-07-2019 Heard the learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner seeks bail in Forbesganj P.S. Case No.
438/2018, instituted for offence under Section(s) 392 of the
Indian Penal Code.

Learned counsel for the petitioner has submitted that
petitioner is not named in the written report. His name has come
during investigation in the confessional statement of co-accused
There is no recovery of any incriminating article from
possession of this petitioner. No T.I.P. has been held in this case.

It is mentioned in the impugned order that petitioner
has been made accused on the basis of confessional statement of
co-accused. It is further mentioned in the impugned order that in
para 67 of case diary there is confessional statement of



petitioner.

The other co-accused has already been granted bail by a Co-ordinate Bench of this Court vide order dated 02.04.2019 passed in Cr. Misc. No. 20287/2019.

Petitioner is in custody since 13.08.2018.

Considering the aforesaid facts and circumstances, prayer of the petitioner for grant of bail is allowed. Let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned **Additional Chief Judicial Magistrate Vth, Araria**, in connection with **Forbesganj P.S. Case No. 438/2018**, subject to the conditions that both the bailors shall be the close relative of the petitioner.

(Sanjay Priya, J)

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