

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.36794 of 2019

Arising Out of PS. Case No.-66 Year-2019 Thana- KRITYANAND NAGAR District- Purnia

Md. Rafique Alam Son of Zaved Ali Resident of Village - Khutti Haseli, P.S.-
Shree Nagar, District- Purnea

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Kamal Kishore Singh
For the Opposite Party/s : Mr.Amitesh Kumar

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 26-06-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case registered under
Sections 392, 412 of the Indian Penal Code.

The prosecution case in short is that three accused persons
including the petitioner were arrested on chase by the police
while they were fleeing away with cement loaded tractor.

It has been submitted on behalf of the petitioner that the
petitioner has got no criminal antecedent. There is no allegation
of tampering of witnesses alleged against the petitioner. The
petitioner is in custody since 24-02-2019. Charge sheet has
already been submitted. The petitioner has been made accused
in the present case due to mistake of fact. The allegation, made
in the FIR is denied by the petitioner. The other co-accused with



similar allegation has been granted bail by a coordinate bench of this court vide order dated 29-05-2019 passed in Cr. Misc. No. 35297 of 2019.

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

Considering the aforesaid facts and circumstances, let 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 Chief Judicial Magistrate, Purnea in connection with K. Nagar P.S. Case No. 66 of 2019.

(Sudhir Singh, J)

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