

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.80326 of 2018

Arising Out of PS. Case No.-79 Year-2018 Thana- CHAPRA RAIL P.S. District- Saran

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Samsher Khan, son of Md. Mushahru, Resident of Mohalla- Kusta Near,
Rajendra Nagar Stadian, Chapra, P.S.- Nagar (Town), District- Saran at
Chapra.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Nawal Kishore Singh, Advocate

For the Opposite Party/s : Smt. Sucheta Yadav, APP

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

2 30-01-2019 Heard learned counsel for the petitioner and State.

The petitioner is in custody in connection with Chapra
Rail P.S. Case No. 79 of 2018 for the offence under Section 394
of the Indian Penal Code.

Learned counsel for the petitioner submits that for the
same occurrence two cases were registered by G.R.P. Chapra i.e.
Chapra Rail P.S. case no. 78 of 2018 and Chapra Rail P.S. case
no. 79 of 2018 and in Chapra Rail P.S. case no. 78 of 2018 the
petitioner has already been granted bail and the present case
(Chapra Rail P.S. case no. 79 of 2018) is the off-suit of the same
transaction and as such the petitioner deserves for grant of bail.
The petitioner is in custody since 25.05.2018.

Considering the fact that the petitioner has been



granted bail in Chapra Rail P.S. case no. 78 of 2018, the petitioner, named above, is directed to be released on bail on furnishing bail bonds of Rs.10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of Additional Chief Judicial Magistrate (Rail) Sonapur in connection with Chapra Rail P.S. case no. 79 of 2018.

(Anil Kumar Upadhyay, J)

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