

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.75623 of 2018

Arising Out of PS. Case No.-476 Year-2018 Thana- GOPALGANJ TOWN District-
Gopalganj

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Azad Alam Son of Manzoor Alam, Resident of Village- Karnpura, P.S.
Majhagarh, District- Gopalganj.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Md. Anisur Rahman
For the Opposite Party/s : Mr.Sri Arun Kumar Singh -5

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

3 29-01-2019 Heard learned counsel for the petitioner and the
counsel appearing on behalf of the State.

The petitioner is in custody in connection with
Gopalganj P.S. Case No. 476 of 2018 for the offence under
Sections 414, 413, 420, 379, 467, 468, 471 and 120 (B) of the
Indian Penal Code.

Learned counsel for the petitioner submits that
petitioner has no criminal antecedent. Referring to the
prosecution case he submits that allegation against this
petitioner is that he was among the four persons who were
sitting in Scorpio parked near S.B.I., ATM at Jadopur Road. He
further submits that simply because 08 ATM Cards of State
Bank of India was recovered from the possession of the



petitioner and he has been made accused in the instant case. He next contended that there is no material to connect the petitioner for commission of any offence and holding of ATM cards is not an offence. Learned counsel for the petitioner further submitted that other similarly circumstanced arrested along with his petitioner in whose possession ATM Cards were also recovered have been granted bail by co-ordinate Bench of this Court and petitioner is in custody since 18.8.2018.

Considering the fact that petitioner has no criminal antecedent and he is in custody since 18.8.2018 and other co-accused having similar allegation have been granted bail by co-ordinate Bench of this Court, let the petitioner above named, is directed to 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 Court of learned Chief Judicial Magistrate, Gopalganj in connection with Gopalganj P.S. Case No. 476 of 2018.

(Anil Kumar Upadhyay, J)

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