

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.75963 of 2019

Arising Out of PS. Case No.-639 Year-2018 Thana- MUZAFFARPUR SADAR District-
Muzaffarpur

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Musharif Quireshi @ Sharib Ahmad @ Md. Sharif Quoraisi, Son of Late
Abdul Shakur 2 Phuna, Resident of Mohalla- Pratap Nagar, Derapur, P.S.-
Derapur, District- Kanpur, U.P.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Yugal Kishore

For the Opposite Party/s : Mr.Sanjay Kumar Sharma

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CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

2 25-11-2019 Heard learned counsel for the petitioner and learned
APP for State.

The petitioner in this case is seeking anticipatory bail
in connection with Sadar P.S. Case No.639 of 2018 registered
for the offences punishable under Section 379 of the Indian
Penal Code.

Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence and all the
allegations levelled against him are false, baseless and
fabricated. Learned counsel submits that the name of this
petitioner has transpired in the confessional statement of co-
accused.

Learned APP for the State is present and has opposed



the prayer for anticipatory bail of the petitioner.

Considering the facts and circumstances of the case wherein it is the submission of the petitioner that his name has been involved in this case only on the basis of the confessional statement of the co-accused, but the similarly situated co-accused namely Md. Shoib Qureshi @ Shoab Ahmad has been granted privilege of anticipatory bail by a learned coordinate Bench of this Court in Cr.Misc.No.22858 of 2019 and there is no opposition to this fact that the case of the petitioner is similarly situated, let the petitioner in the event of his arrest or surrender within a period of four weeks from today, be enlarged on bail on furnishing of bail bonds of Rs. 15,000/- (fifteen thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Muzaffarpur in connection with Sadar P.S. Case No.639 of 2018, subject to the condition as laid down under Section 438 (2) of the Cr.P.C. i.e.

(i) a condition that the person shall make himself available for interrogation by a police officer as and when required;

(ii) a condition that the person shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade



him from disclosing such facts to the Court or to any police officer;

(iii) a condition that the person shall not leave India without the previous permission of the Court.

(Rajeev Ranjan Prasad, J)

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