

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.67888 of 2019

Arising Out of PS. Case No.-164 Year-2019 Thana- BHAGWAN BAZAR District- Saran

MD. MUSTAK, aged about 20 years, Male, S/o Md. Yasin, R/o village-
Rajendra Stadium Jhopri, P.S.- Bhagwan Bazar, District- Saran at Chapra.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr.Vijay Kumar Srivastva, Advocate.
For the Opposite Party : Mr.Mritunjay Kumar Nirala, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 24-10-2019 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks bail in a case for the offence
registered under Sections 356 and 379 of the IPC.

The prosecution story, in brief, is that on 10.04.2019
at about 1.30 P.M. when the informant came for Suraksha
Diagnosis for examination of his ailing brother, the petitioner
and one other snatched away some articles. The informant
caught the petitioner and other person fled away from there.

It has been submitted by learned counsel for the
petitioner that the petitioner is languishing in custody since
10.04.2019. The petitioner has got no criminal antecedent. The
petitioner has falsely been implicated in the present case.
Charge sheet has been submitted in the present case. There is no



allegation of tampering with the witnesses alleged against the petitioner. The petitioner has been made accused in the present case due to mistake of fact. The person who has snatched the articles has already fled away. There is no recovery of any incriminating article from possession of the petitioner. The petitioner had no role in the alleged occurrence. The case is triable by the Magistrate.

On behalf of the State, it is submitted that the petitioner is named in the 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 the learned C.J.M. Saran at Chapra, in connection with Bhagwan Bazar P.S. Case No. 164 of 2019.

(Sudhir Singh, J)

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