

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.2709 of 2020**

Arising Out of PS. Case No.-321 Year-2018 Thana- FORBESGANJ District- Araria

MD. SUBHAN MIAN @ MD. SUBHAN @ SUBHAN Son of Md. Khattru
Resident of Village - Pipra, Tappu Tola, P.S.- Jogbani, District - Araria.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Mukesh Kumar Rana
For the Opposite Party/s : Mr.Sanjay Kumar Singh

**CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER**

2 20-01-2020 Heard the learned counsel for the petitioner and the
learned APP for the State.

The petitioner seeks regular bail in connection with
Forbestanj (Simraha) P.S. Case No. 321 of 2019 (G.R.No.
1263 of 2018), registered for the offence punishable under
Section 392 of the Indian Penal Code.

The allegation is regarding unknown miscreants
having snatched motorcycle, cash and some other articles
from the possession of the informant.

The learned counsel for the petitioner has submitted that
the petitioner has been falsely implicated in the present case.
It is submitted that though, the petitioner is accused in some
other cases, but he is on bail in the said cases and as far as the
petitioner is concerned, he is languishing in custody since



20.8.2018. Lastly, it is submitted that neither any Test Identification Parade has been held so as to connect the petitioner with the alleged crime nor any recovery of the snatched articles has been made from the petitioner herein.

Having regard to the facts and circumstances of the case, considering the submissions made by the learned counsel for the petitioner, coupled with the fact that no Test Identification Parade has been held so as to implicate the petitioner in the alleged crime and moreover, the snatched articles have also not been recovered from the petitioner, I deem it fit and proper to direct for release of the petitioner on regular bail.

Accordingly, the above named petitioner is directed to be enlarged 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 learned J.M. 1st, Araria in connection with Forbesganj (Simraha) P.S. Case No. 321 of 2018 (GR. No. 1263 of 2018).

(Mohit Kumar Shah, J)

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