

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.87243 of 2019

Arising Out of PS. Case No.-281 Year-2019 Thana- KESARIA District- East Champaran

Fagu Miya @ Phagun Mian @ Phagu Son of Bhulan Mian Resident of
Village-Bankat, Police Station-Kesariya, District-East Champaran.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Virendra Kuar

For the Opposite Party/s : Mr.Harendra Prasad

**CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA**

ORAL ORDER

2 20-02-2020 Heard learned counsel for the petitioner as well as
learned Additional Public Prosecutor for the State.

Petitioner apprehends his arrest in connection with
Kesariya P.S. Case No. 281 of 2019 registered for the offences
punishable under Sections 457 and 380 of the Indian Penal
Code.

Petitioner is not named in the first information report
and the impugned order goes to show that the name of petitioner
came in confessional statement of co-accused Vijay Kumar as
well as co-accused Chunni Mahto, who stated before the police
that this petitioner had played a role of liner in the alleged crime
and except the aforesaid material, there appears to be nothing
against the petitioner.

Paragraph 3 of the petition goes to show that the
petitioner does not have any criminal antecedents.



Considering the aforesaid facts and circumstances as well as submissions of the parties, this anticipatory bail petition is allowed and it is ordered that above named petitioner, in the event of his arrest/ surrender within four weeks from the date of receipt of this order to the court concerned, shall 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 learned Additional Chief Judicial Magistrate III, Motihari, East Champaran in Kesariya P.S. Case No. 281/2019 subject to conditions as laid down under Section 438(2) of the Cr.P.C.

(Hemant Kumar Srivastava, J)

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