

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.30991 of 2020

Arising Out of PS. Case No.-408 Year-2017 Thana- MAIRWAN District- Siwan

Saddam Nut @ Saddam Hussain, Son of Sarfudin Nut, Resident of Village-
Sabeya, P.S.- Mirganj, District- Gopalganj.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Y. C. Verma, Sr. Advocate
		Mrs. Kumari Anupam, Advocate
For the Opposite Party/s	:	None

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

2 08-01-2021 Heard learned counsel for the petitioner. No one appears on behalf of the State, although the name of Advocate General appears in the cause list.

The petitioner is in custody in connection with Mairwa P.S. Case No. 408 of 2017 for the offence under Section 392 of the Indian Penal Code.

In the instant case, motorcyclists, in the age group of 24-25 years, snatched gold chain from the wife of the informant and a mobile phone and Rs.10,000/- cash from the informant.

Mr. Y. C. Verma, learned senior counsel for the petitioner submits that the F.I.R. was lodged against unknown and only because of the bad character of the petitioner, he has been made accused in the present case. He further submits that neither the petitioner was named in the F.I.R. nor anything was recovered from his possession. The petitioner is in custody since



15.04.2020, yet he has not been put on T.I.P.

Considering the fact that the petitioner was not named in the F.I.R. and he has remained in custody for about nine months, the petitioner, named above, is directed to be released on bail on furnishing bail bonds of Rs.50,000/- (Rupees fifty thousand) with two sureties of the like amount each to the satisfaction of Additional Chief Judicial Magistrate-X, Siwan in connection with Mairwa P.S. Case No. 408 of 2017 subject to the condition that the petitioner shall deposit Rs.50,000/- (Fifty thousand) cash in the court below and the same shall be abide by the final outcome in the trial i.e. if the petitioner is acquitted the amount of Rs.50,000/- shall be refunded in favour of the petitioner, otherwise it shall be forfeited.

(Anil Kumar Upadhyay, J)

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