

**IN THE HIGH COURT OF JUDICATURE AT PATNA  
CRIMINAL MISCELLANEOUS No.39252 of 2021**

Arising Out of PS. Case No.-76 Year-2019 Thana- ANDHRATHARHI District- Madhubani

MD SAVED ANSARI @ MD SAUAD ANSARI @ MD SAUD ANSARI Son  
of Kamruddin Ansari Resident of Village- Andhara, P.S.- Andhratharhi,  
District- Madhubani.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Kumari Shubham, Advocate.

For the Opposite Party/s : Mr.Md. Mushtaque Alam, APP.

**CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH  
ORAL ORDER**

5      21-02-2022                      Heard learned counsel appearing on behalf of the  
petitioner and learned A.P.P. for the State.

Let the defect(s), if any, be removed within two  
weeks of the complete start of the physical Court in normal  
course.

The petitioner, who is in custody since 08.10.2019,  
seeks regular bail in connection with Andhratharhi P.S. Case No.  
76 of 2019 for the offence punishable under Sections 413 and  
414 of the Indian Penal Code.

The prosecution case, in brief, is that the F.I.R. was  
lodged against unknown persons with respect to theft of the  
motorcycle of the informant bearing Registration No. BR 32 Q  
7891.



Learned counsel appearing on behalf of the petitioner submits that the petitioner is innocent and he has falsely been implicated in this case. He further submits that nothing has been recovered from conscious possession of the petitioner and the motorcycle was recovered from the house of one co-accused namely Santosh Kumar. Petitioner is in custody since 08.10.2019.

Learned A.P.P. for the State has opposed the prayer for grant of bail to the petitioner.

Considering the aforementioned facts and circumstances of the case, period of custody of the petitioner and nothing has been recovered from conscious possession of the petitioner, the petitioner, above named, is directed to be enlarged on bail on furnishing bail bond of Rs.25,000/- (Rupees twenty five thousand) with two sureties of the like amount each to the satisfaction of the learned ACJM, Jhanjharpur, Madhubani in connection with Andhratharhi P.S. Case No. 76 of 2019, subject to the following conditions:-

(1) Bailors should be local having sufficient immovable property within the jurisdiction of the Court concerned.

(2) Petitioner shall co-operate in the trial and shall be



properly represented on each and every date fixed by the Court.

(3) If the petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(4) If the petitioner is found involved in similar nature of offence, after his release on bail, the trial Court shall take steps to cancel his bail bonds.

**(Purnendu Singh, J)**

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