

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37431 of 2022

Arising Out of PS. Case No.-244 Year-2019 Thana- MAIRWAN District- Siwan

NOMAN AKHTAR SON OF HEMAYAT HUSSAIN R/O VILLAGE-
CHOTI LAKDI, NABIGANJ, P.S.- BASANTPUR (LAKRI NABIGANJ
O.P.), DISTRICT- SIWAN

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Javed Aslam

For the Opposite Party/s : Mr.Surendra Prasad Singh

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 22-11-2022 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

Learned counsel for the petitioner is directed to remove
the defects within four weeks.

The petitioner apprehends his arrest in a case registered
for the offence punishable u/s 385, 387 of the IPC.

As per the FIR, some unknown miscreant demanded
Rs.10 Lakhs over phone call from the informant and thereafter,
several demands were made threatening him from different
numbers.

It is submitted by learned counsel for the petitioner that
petitioner is quite innocent and has committed no offence. He
has been falsely implicated in this case. Petitioner is not named



in the F.I.R. and during investigation, merely on the confessional statement of co-accused Prince Panday, petitioner has been made accused in this case. No incriminating article has been recovered from the conscious physical possession of the petitioner. Similarly situated co-accused namely Harender Singh has been granted anticipatory bail by a co-ordinate Bench of this Court vide order dated 02.07.2021, passed in Cr. Misc. No.1277 of 2021. Petitioner has one criminal antecedent.

Learned APP for the State opposed the prayer for bail.

Having regard to the facts and circumstances of the case, let the above named petitioner, be released on bail, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, 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 court below where the case is pending/Successor Court in connection with Mairwa P.S. Case No.244/2019, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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