

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.53287 of 2021

Arising Out of PS. Case No.-55 Year-2021 Thana- CHAUTHAM District- Khagaria

Md Rabban, Male, aged about 61 years, Son of Late Md. Taslim, Resident of Village- Karua, P.S. Chautham, District- Khagaria.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Md. Najmul Hodda, Advocate

For the Opposite Party/s : Mr. Kalyan Shankar, APP

CORAM: HONOURABLE MR. JUSTICE SANJEEV PRAKASH SHARMA

ORAL ORDER

2 18-02-2022 Heard the parties through video conferencing.

The petitioner seeks bail in anticipation of his arrest in connection with Chautham P.S. Case No. 55 of 2021 instituted for the offences punishable under Sections 379 and 411 of the Indian Penal Code.

Learned counsel for the petitioner submits that the petitioner was not present at the site and his name has been mentioned by the other co-accused, who was arrested at the site along with the vehicle.

Taking into consideration, this Court finds that a case under Sections 379 and 411, *prima facie* would not be made out against the petitioner, I am inclined to allow the petitioner on bail, in the event of arrest he shall be released on

anticipatory bail, subject to the conditions as laid down under
Section 438(2) of the Cr.P.C.

(Sanjeev Prakash Sharma, J)

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