

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.54554 of 2021

Arising Out of PS. Case No.-96 Year-2021 Thana- TATARPUR District- Bhagalpur

Abdul Noor S/o Abdul Jabbar Resident of Karodi Bazar, P.S.- Habibpur,
District- Bhagalpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Tarun Prasad Mandal, Advocate

For the Opposite Party/s : Mr. Ram Priya Sharan Singh, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 16-02-2022 Heard learned counsel for the petitioner and Shri Ram Priya Sharan Singh, learned A.P.P. for the State through virtual court proceedings.

The petitioner seeks bail in connection with Tatarpur P.S. Case No. 96 of 2021 instituted for the offences under Sections 392 and 411 of the Indian Penal Code.

Learned counsel for the petitioner submits that the petitioner is in custody since 01.06.2021, charge-sheet has been submitted in the case and has antecedent of one case as mentioned in paragraph '3' of the bail application.

Learned counsel for the petitioner submits that the informant alleges that he was taking breakfast near Dokaniya Dharamshala when he was asked by an unknown person to come in the Dharamshala and when the informant went to



Dharamshala, two boys came and assaulted him and snatched his silver chain and Rs. 830/-, on which *hulla* was raised and police came and arrested the accused persons who disclosed their name as Kiran, petitioner and Md. Badshah and from Kiran a chain was recovered, from petitioner Rs. 500/- was recovered and from Md. Badshah Rs. 330/- was recovered.

Learned counsel for the petitioner submits that from bare perusal of the allegation and the recovery it would manifest that the petitioner has been falsely implicated because the allegation is of snatching of chain and Rs. 830/- from the informant and it does not stand to reason that within some minutes of the occurrence, the accused would have distributed the amount in such a way that the recovery would have tallied with the amount snatched.

Learned A.P.P. for the State vehemently opposes the prayer for bail of the petitioner.

Considering the fact that the petitioner is in custody since 01.06.2021 and charge-sheet has been submitted in the case, let the petitioner above named be released on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M.-VII, Bhagalpur in connection with Tatarpur



P.S. Case No. 96 of 2021 with a condition that one of the bailor
shall be the father of the petitioner (Abdul Jabbar).

(Satyavrat Verma, J)

Rishi/-

U		T	
---	--	---	--

