

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7008 of 2023

Arising Out of PS. Case No.-168 Year-2017 Thana- KOCHADHAMAN District- Kishanganj

NOORSHAD @ DON @ NURSHED @ NOORSHAD ALAM S/O MATIUR
RAHMAN Resident of village- Pothimari Jagir, P.S.- Kochadhaman District-
Kishanganj.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ram Prawesh Kumar

For the Opposite Party/s : Mr.Bhanu Pratap Singh

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 19-06-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has prayed for regular bail in a case
instituted for the offence under Section 379 of the Indian Penal
Code.

As per prosecution case, the informant's motorcycle
bearing registration No. BR-37H-5956 was kept in the house
and when he woke up in the morning, he did not see his
motorcycle. It is further alleged that the paper of the vehicle,
Bank Passbook, Gas Cylinder passbook and other materials
were kept inside the dicky of the motorcycle.

It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. He has



committed no offence. Petitioner is not named in the FIR and the same has been lodged against unknown persons. Petitioner has been arrested in Kochadhaman P.S. Case No. 346 of 2021 and remanded in this case, merely on the basis of suspicion. After that petitioner was implicated in many cases by the police. Nothing incriminating/stolen articles have recovered from the conscious possession of the petitioner. No T.I. Parade has been done. He is languishing in judicial custody since 28.06.2022.

The application for bail is opposed by learned APP for the State.

Having heard learned counsel for the parties and considering the facts and circumstances of the case, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned C.J.M., Kishanganj in connection with Kochadhaman P.S. Case No. 168 of 2017.

(Sunil Kumar Panwar, J)

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