

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11882 of 2023**

Arising Out of PS. Case No.-311 Year-2021 Thana- KOCHADHAMAN District- Kishanganj

NOORSHAD @ DON @ NURSHED @ NOORSHAD ALAM S/O MATIUR
RAHMAN R/v- 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.Satyendra Narayan Singh

**CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER**

2 25-04-2023 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 Sections 461 and 379 of the
Indian Penal Code.

As per prosecution case, informant was working as
Panchayat Sevak in Gram Panchayat Maudho. When the
informant received informant that there has been theft in the
Government building Maudho. Informant reached that place and
found that prima facie the records; page of the financial year;
some records papers and chair were stolen.

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 he



has been arrested in connection with Kochadhaman P.S. Case No. 346 of 2021 and remanded in this case merely on the basis of suspicion. There is no consistent evidence against the petitioner and no incriminating article has been recovered from the possession of the petitioner. No T.I. Parade has been done. On the basis of his criminal antecedents, he has been made accused in the present case. He is languishing in judicial custody since 26.03.2022.

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 as well as period of custody, 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 Chief Judicial Magistrate, Kishanganj in connection with Kochadhaman P.S. Case No. 311 of 2021.

(Sunil Kumar Panwar, J)

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