

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16020 of 2023

Arising Out of PS. Case No.-803 Year-2022 Thana- MOTIHARI TOWN District- East
Champaran

=====

Md. Irsad @ Irshad @ Md. Irshad Alam S/O- Kalam Dewan Village- Hasan
Nagar Ward No-2 Ps- Ghorasahan Dist- E. Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr.Madhurendra Kumar

For the Opposite Party/s : Mr.Suman Kumari Singh

=====

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 29-04-2023 Heard learned counsel for the petitioner and

learned A.P.P appearing on behalf of the State.

The petitioner is languishing in custody in a

case registered for the offences punishable under

Sections 461, 379 of the Indian Penal Code.

The prosecution case as per F.I.R is that the

shutter of the shop of the informant was broken and 20

pieces of smart phones, 30 ;pieces of button phone, Rs.

30,000/- cash, accessories and other articles were stolen

away by unknown miscreants.

It is submitted by learned counsel for the

petitioner that petitioner is innocent and he has falsely

been implicated in this case. The petitioner is not named



in the F.I.R and his name subsequently sprang up on the confessional statement of co-accused Md. Shabir Dewan @ Shabir which has no evidentiary value in the eye of law. Nothing has been recovered from the conscious possession of the petitioner. The petitioner is languishing in custody since 18.11.2022.

Learned A.P.P appearing on behalf of the State has vehemently opposed the prayer for bail of the petitioner.

Considering the facts aforesaid and the period under custody, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousands) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, East Champaran, Motihari in connection with Motihari Town P.S. Case No. 803 of 2022.

(Sunil Kumar Panwar, J)

Shageer/-

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

