

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25057 of 2023

Arising Out of PS. Case No.-39 Year-2023 Thana- NARPATGANJ District- Araria

MD. NAUSHAD Son of Late Md. Ahsanul @ Md. Ehsan Resident of Village-
Indarpur, Ward No.-12, Post-Lalpur, P.S.-Chhatapur, District-Supaul

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Dr.Mrityunjaya Kr.Gautam

For the Opposite Party/s : Mr.Veena Kumari Jaiswal

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 04-07-2023 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 392 of the Indian Penal
Code.

As per prosecution case, the informant work in
Bandhan Bank in field as a collection agent. Thereafter, it is
alleged that four accused persons came on motorcycle and on
the point of pistol assaulted the informant and snatched Rs.
1, 17, 470/- from his pocket, mobile and fled away.

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. The name



of the petitioner has come into light, only on the basis of suspicion. From the perusal of the para-17 and 18 of the case diary, it appears that spy has given the mobile number of the petitioner and further stated that on the date of occurrence, four accused persons were moving along with petitioner and co-accused. It is further appears that on information of spy, when the police went in search of petitioner in Fatehpur-Chhatapur road, then two persons riding on red colour Apache motorcycle, after seeing the police party tried to fled away, but they were apprehended and disclosed their name as petitioner and other co-accused. Nothing incriminating/looted articles have been recovered from the conscious possession of the petitioner. No T.I. Parade has been done. He is languishing in judicial custody since 22.01.2023.

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 C.J.M., Araria in connection with
Narpatganj P.S. Case No. 39 of 2023.

(Sunil Kumar Panwar, J)

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