

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.45509 of 2023**

Arising Out of PS. Case No.-502 Year-2021 Thana- SIWAN CITY District- Siwan

Saddam @ Saddam Nut @ Md Saddam S/O Safruddin Ansari @ Safruddin
Nut @ Sarfuddin Hussain R/O Village- Sabeya, P.S- Mirganj, Distt.-
Gopalganj.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Gautam Kumar Yadav

For the Opposite Party/s : Mr.Arun Kumar Singh

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

2 04-08-2023 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 395, 397 of the Indian Penal Code and Section
27 of the Arms Act.

The allegation against the petitioner is to
commit dacoity along with other co-accused persons and
while committing so taken away golden jewellery from
the shop of the informant, having total value of Rs.
4,00,00,000/-(Rupees Four Crores).



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. There is general and omnibus allegation against the petitioner. The petitioner was not apprehended from the spot. Nothing has been recovered from the conscious possession of the petitioner. The petitioner has still not been put on T.I.P. The petitioner The petitioner is languishing in custody since 20.04.2022. Moreover, other similarly situated co-accused persons have been granted bail by a coordinate Bench of this Court vide order dated 24.08.2022 passed in Cr. Misc. No. 16655 of 2022 and other analogous cases.

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 Judicial Magistrate, 1st Class, Siwan in connection with Siwan Town P.S. Case No. 502 of 2021.

(Sunil Kumar Panwar, J)

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