

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.52201 of 2023

Arising Out of PS. Case No.-159 Year-2022 Thana- SIKTI District- Araria

MD. PARWEJ @ PARVEJ ALAM S/O HASHIM R/O VILLAGE- SINGHIA
PUNCHAYAT PARARIA SINGHIA, WARD NO. 03, P.S- SIKTI, DISTT.-
ARARIA.

... .. PETITIONER/S

VERSUS

THE STATE OF BIHAR

... .. OPPOSITE PARTY/S

Appearance :

For the Petitioner/s :	Mrs. Vaishnavi Singh, Advocate
For the Opposite Party/s :	Mrs. Renu Kumari , Addl. Public Prosecutor
For the Informant :	Nafisuzzoha, Advocate
	Mazher Alam , Advocate

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 08-11-2023 Heard learned counsel for the petitioner and the

State.

2. Petitioner apprehends arrest in a case registered for
the offence punishable under sections 302 and 34 of the Indian
Penal Code.

3. As per FIR, informant suspects that the persons
namely , Afsar Shawaz, Hasim and Pappu Yadav in order to
grab the land of the informant have killed the daughter of the
informant.



4. It is submitted on behalf of the petitioner that petitioner is not named in the FIR and his name transpired during investigation only on the basis of confessional statement of the co-accused Aarif. Informant has not suspected or even whispered about this petitioner in FIR. Except confessional statement there is no direct or indirect evidence to show the complicity in the case against the petitioner. Petitioner claims clean antecedent.

5. Learned counsel for the State and informant opposes the bail petition of the petitioner and submitted that mobile location of the petitioner was found near the place of occurrence .

6. Considering the rival submissions of the parties and also the fact that the mobile location of the petitioner was found near the place of occurrence cannot be a ground to refuse the anticipatory bail of the petitioner, in the event of arrest or surrender within six weeks from today, let the petitioner, as named above, be enlarged on bail on furnishing bail bond of Rs.10,000/-(ten thousand) with two sureties of the like amount each to the satisfaction of the learned Sub Divisional Judicial Magistrate , Araria in connection with Sikti P.S. case No. 159 of 2022 , subject to the conditions laid down under section



438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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