

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51122 of 2022

Arising Out of PS. Case No.-34 Year-2022 Thana- BARSOI District- Katihar

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Md. Riyaz @ Md. Riyaz Alam @ Md. Riwas S/O Md. Yunus Resident Of
Village- Bhagwa, P.S.- Balia Belone, District- Katihar.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Nafisuzzoha
For the Opposite Party/s : Mr.Murli Dhar

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 07-02-2023 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 Section

394 of the Indian Penal Code and Section 27 of the

Arms Act.

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

the informant was at his shop, three miscreants came at

his shop on motorcycle and on point of gun, they

demanded cash from the informant and on refusal, they



fired upon him which hit on his hand. Thereafter, one person took out cash of Rs. 4500/- from the shop of the informant. The accused persons thereafter fled away from the place of occurrence.

It is submitted by learned counsel for the petitioner that petitioner is innocent and he has falsely been implicated in this case. The F.I.R is against unknown. There is general and omnibus allegation against the petitioner. The petitioner was not apprehended from the place of occurrence. Nothing has been recovered from the possession of the petitioner and only on the basis of suspicion, the petitioner has been roped in the present case. The petitioner is languishing in custody since 16.04.2022.

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 Additional Chief



Judicial Magistrate, 1st, Katihar in connection with
Barsoi(Sudhani O.P) P.S. Case No. 34 of 2022.

(Sunil Kumar Panwar, J)

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