

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56989 of 2022

Arising Out of PS. Case No.-41 Year-2021 Thana- PRANPUR District- Katihar

Md. Jafar Ali @ Md. Jafar @ Jafar Ali, S/o Late Faijudin, Resident of village-
Manik Nagar, Police Station- Pranpur, District- Katihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bimal Kumar, Advocate

For the Opposite Party/s : Mr.Sanjay Kumar Tiwary, APP

CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

2 12-01-2023 Heard learned counsel for the petitioner and the
learned APP for the State.

The petitioner seeks bail in connection with Pranpur
(Roshna O.P.) P.S. Case No.41 of 2021 registered for the offence
punishable under Sections 395 and 397 of the Indian Penal
Code.

While the informant was going to purchase cattle, five
persons on two motorcycles have accosted him, looted him of
Rs.2,40,000/- and on resistance, it is alleged that one has also
fired.

The learned counsel for the petitioner submits that co-
accused persons have been allowed bail in Cr.Misc. No.40958
of 2021, Cr.Misc. No.42230 of 2021, Cr.Misc. No.47157 of
2021, Cr.Misc. No.6998 of 2022 and Cr.Misc. No.6841 of 2022.



The Petitioner's name has come in this case on confessional statement of co-accused Basiruddin, leading to no recovery from the petitioner. He is having clean antecedents and is in custody since 01.08.2022. Investigation is also complete.

Learned APP for the State has opposed the prayer for bail.

Considering the rival submissions, manner of petitioner's implication, claim based on parity and custody as also his clean antecedents, this Court for the purposes of grant of bail is inclined to accept the submissions advanced by the petitioner's counsel. Prayer for bail of the petitioner is allowed.

Let the petitioner, above named, be released 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 A.C.J.M., 1st I/C, Katihar, in connection with Prampur (Roshna O.P.) P.S. Case No.41 of 2021, subject to the following conditions:

(i) That one of the bailors will be a close relative of the petitioner who will give an affidavit giving genealogy as to how he is related with the petitioner. The bailor will also undertake to inform the court if there is any change in the address of the petitioner.



(ii) That the petitioner will be well represented on each date and if he fails to do so on two consecutive dates, his bail bond will be liable to be cancelled.

(Madhuresh Prasad, J)

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