

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.73848 of 2022

Arising Out of PS. Case No.-31 Year-2022 Thana- AKBARNAGAR District- Bhagalpur

MD. FATEH ALAM @ FATEH KHAN S/o Md. Rustam Khan R/v- English
Chichroun, P.S.- Akbarnagar, District- Bhagalpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Md. Najmul Hodda

For the Opposite Party/s : Mr.Anuj Kumar Shrivastava

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 24-03-2023 Heard learned counsel for the petitioner and the State.

Petitioner apprehends arrest in connection with Akbarnagar P.S. Case No. 31 of 2022 registered for the offence under sections 363 and 365 I.P.C. to which sections 302, 201, 120B of the Indian Penal Code was added later on.

As per prosecution case, son of informant went to market along with his friend, Raj Kumar Rai, for purchasing stationery but he did not return.

Learned counsel appearing for the petitioner submits that petitioner is not named in the FIR. The name of petitioner has surfaced in this case during the course of investigation in the confessional statement of co-accused, Shahid Raza and Jai Kishan and save and except confessional statement of co-accused there is no other material to show his complicity in the



aforesaid crime. Similarly situated accused Minhaj Khan has already been granted bail by a co-ordinate Bench of this court vide order dated 09.02.2023 passed in Cr. Misc. No. 45902/2022.

Considering the facts and circumstances of the case and the submissions advanced on behalf of the parties, the petitioner, above named, in the event of his arrest/ surrender within a period of six weeks from today is directed to be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Additional Chief Judicial Magistrate-I, Bhagalpur in connection with Akbarnagar P.S. Case No. 31 of 2022 subject to the conditions as laid down under section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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