

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.79347 of 2023

Arising Out of PS. Case No.-53 Year-2023 Thana- AMAUR District- Purnia

Md. Asad @ Asad Madni @ Madna Son of Baharuddin R/o vill - Garhara,
P.S. - Amour, Distt. - Purnea

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bijendra Kumar Singh

For the Opposite Party/s : Mr.Sangeeta Sharma

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 14-12-2023 Heard learned counsel for the petitioner and

learned APP for the State.

The petitioner is languishing in custody in a
case registered for the offences punishable under Section
395 of the Indian Penal Code.

According to the prosecution case, 10-12
miscreants jumped into the house of the informant and
looted Rs. 5,00,000/-, two mobile phones etc and also
threatened the informant and his family members for
dire consequences.

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 during the investigation. The petitioner has still not been put on T.I.P. Nothing has been recovered from the conscious possession of the petitioner. The petitioner has no concern with the alleged offence. The petitioner is languishing in custody since 23.02.2023. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent. Moreover, similarly situated co-accused has been granted bail by a coordinate Bench of this Court vide order dated 03.08.2023 passed in Cr. Misc. No. 47606 of 2023.

In contra, 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, Purnea in connection with Amour P.S. Case No.
53 of 2023.

(Sunil Kumar Panwar, J)

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