

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.972 of 2023

Arising Out of PS. Case No.-138 Year-2020 Thana- FORBESGANJ District- Araria

Md. Azam @ Md. Aazam @ Md. Aajam S/O Jiyaul @ Jiyaul Mistri R/O
Village- Khabdah, P.S.- Narpatganj, Distt- Araria.

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Mukesh Kumar Rana

For the Opposite Party/s : Mr.Md. Fahimuddin

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 27-03-2023 Heard learned counsel for the petitioner and

learned APP for the State.

The petitioner has filed the instant application
for grant of regular bail in a case registered for the
offences punishable under Sections 395, 397 of the
Indian Penal Code.

The prosecution case in nutshell is that 8 to 10
miscreants committed dacoity in the house of the
informant by inflicting assault. It is alleged that
miscreants have looted cash of RS. 88,000/-, jewelry of
informant's wife and mobile phones.

It is submitted by learned counsel for the



petitioner that the petitioner is innocent and he has falsely been implicated in the present case. Neither the petitioner is named in F.I.R. nor he has been put on T.I.P. Nothing incriminating has been recovered from his possession. The name of petitioner sprang up in this case on confessional statement of co-accused Md. Naushad. Moreover, the petitioner is languishing in judicial custody since 17.08.2022. Similarly situated co-accused persons have been granted bail by co-ordinate Bench of this Court.

Learned APP appearing for the State has vehemently opposed the prayer for Bail.

Having heard learned counsel for the parties and taking into consideration the facts and circumstances of the case as well as period of custody, this Court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail in connection with Forbesganj P.S. Case No. 138 of 2020 on furnishing bail bond of Rs. 10,000/- (Rupees



ten thousand) with two sureties of the like amount each
to the satisfaction of the learned Chief Judicial
Magistrate, Araria.

(Sunil Kumar Panwar, J)

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