

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.20900 of 2024

Arising Out of PS. Case No.-336 Year-2023 Thana- SARAI RANJAN District- Samastipur

Md. Azmat Son Of Md. Parwez Alam @ Parwez Resident Of Village -
Rahimtola, Chandhaur, P.S. - Ujiyarpur, District - Samastipur - 848101

... .. Petitioner/s

Versus

The State Of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Piyush Kumar Pandey, Advocate

For the Opposite Party/s : Mr.Aditya Narayan Singh.1, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 02-04-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks regular bail in connection with
Sarairanjan P.S. Case No. 336/2023 (G. R. No. 4066/2023)
lodged on 03.12.2023 under Section 392 of the Indian Penal
Code.

3. As per the prosecution case, the FIR has been
lodged against unknown accused persons with an allegation of
committing robbery.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. Neither
any incriminating article has been recovered from the
possession of the petitioner nor the petitioner has been put on
the Test Identification Parade. The petitioner has not been



apprehended by the police rather, he has been remanded in the present case on 17.01.2024. The petitioner is accused in one more criminal case, but in that case, he has been granted bail.

5. Learned counsel for the State opposes the prayer for bail and submits that at the time of considering the prayer for bail of the petitioner, this aspect must be taken into consideration that the antecedent of the petitioner is not clean.

6. In the present facts and circumstances of this case and the submissions made above, let the petitioner above named be released on bail, **after framing of charge, if not framed**, on furnishing bail bonds of Rs.30,000/- (Rupees Thirty thousand) with two sureties of the like amount each to the satisfaction of learned CJM, Samastipur, subject to the conditions as laid down under Section 437(3) of the Code of Criminal Procedure with other following conditions:

(i) one of the bailor should be the family member of the petitioner who shall provide official document to show his *bona fide*;

(ii) the petitioner shall appear on each and every date before the Trial Court and failure to do so for two consecutive dates without plausible reason will entail cancellation of his bail bonds by the Trial Court itself;



(iii) the petitioner shall appear before the concerned police station every month for one year to mark attendance;

(iv) the petitioner shall in no way try to induce or promise or threat the witnesses or tamper with the evidence, failing which the State shall be at liberty to take steps for cancellation of the bail bonds; and

(v) the petitioner shall desist from committing any criminal offence again, failing which the State shall be at liberty to take steps for cancellation of the bail bonds.

(Dr. Anshuman, J)

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