

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.42946 of 2012

=====

1. Md. Sohrab, Son of Md. Anish, Resident of Village – Jogender, P.S. - Mahalgaon, District - Araria. Petitioner/s
-------------------------------------------------------------------------------------------------------	--------------------

Versus

1. The State of Bihar Opposite Party/s
-----------------------	------------------------

=====

CORAM: HONOURABLE MR. JUSTICE GOPAL PRASAD
ORAL ORDER

3 28-02-2013

Heard learned counsel for the petitioner and learned counsel for the State.

This is a petition for grant of regular bail in a case under Sections 395 and 397 of the Indian Penal Code.

The First Information Report is against unknown. However, it is alleged that the looted article has been recovered from the possession of the petitioner.

Learned counsel for the petitioner submits that neither in the First Information Report there is mention of any specification about the looted article nor the looted article ever put on Test Identification Parade nor any witness has stated that what were the looted article or the description of the looted article to find out whether the article seized were the looted article or not. He further submits that the petitioner is in jail custody since 08.04.2012 and has no criminal antecedent.

Hence, having regard to the facts and circumstances of the case, the petitioner above named is ordered to 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 learned Ad hoc Additional Sessions Judge-5th, Purnea in connection with Kasba P. S. Case No. 28 of 2012, S. T. No. 966 of 2012.

(Gopal Prasad, J)

Kundan/-