

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.28235 of 2016

Arising Out of PS.Case No. -33 Year- 2016 Thana -TATARPUR District- BHAGALPUR

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1. Md. Babar @ Babar Son of Md. Quddosh Ansari Resident of Mohalla-Shahbaj Nagar, P.S. Mojahidpur, District- Bhagalpur.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dr. Manoj Kumar

For the Opposite Party/s : Mr. Sweety Sinha

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 14-07-2016

Petitioner is apprehending his arrest in a

case registered for the offences punishable under Sections 399, 402, 412 of the Indian Penal Code and Section 25(1-B)a, 26, 35 of the Arms Act.

The prosecution case is that on information that miscreants are preparing to commit dacoity raid was laid when co-accused Md. Shahjaha @ Pasha, Md. Farhan and Md. Amir were apprehended from whom loaded country made pistols, live cartridges and mobiles were recovered. The apprehended accused persons disclosed the name of the miscreants who escaped from the scene as Md. Tarique, Md. Imran and the petitioner Md. Babar.

It is submitted by learned counsel for the petitioner that there is no recovery from the petitioner and only on the statement of the co-accused the petitioner has been roped in the present case.

A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

The aforesaid facts constitute ground for consideration of prayer for regular bail, if the petitioner surrenders within a period of six weeks in connection with Tatarpur P.S. Case No. 33 of 2016, pending in the Court of learned Additional Chief Judicial Magistrate, Bhagalpur.

With the observations above, the application stands disposed off.

(Dinesh Kumar Singh, J)

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