

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.36428 of 2016

Arising Out of PS.Case No. -169 Year- 2016 Thana -SAMASTIPUR District- SAMASTIPUR

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1. Danish Rahman, son of Md. Farhan, resident of Village- Dharampur,
Ward No.-9, P.S.- Samastipur Town, District- Samastipur.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Manish Kumar No 13

For the Opposite Party/s Dr. Indihar Kumari

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

02/ 30.08.2016 Heard learned counsel for the petitioner as well as learned
Addl. Public Prosecutor for the State.

Petitioner seeks bail in a case registered under section 414
of the Indian Penal Code and sections 25 (I-b)A, 26,35 of the Arms
Act.

One country made loaded **katta**, ATM card, Adhar card and
motorcycle were recovered from the conscious possession of the
petitioner when petitioner and two others were caught by the
informant and other police officials.

Learned counsel for the petitioner submits that seized
motorcycle belongs to brother of the petitioner which is evident from
perusal of annexure 2. Similarly, ATM card belongs to the petitioner.
It is further submitted that so far as recovery of country made loaded
katta is concerned, the same is nothing but only highhandedness of
police.

No doubt, petitioner carries criminal antecedent but considering the aforesaid facts and circumstances as well as submissions of the parties, let the petitioner be released on bail on furnishing bail bonds of Rs 10,000/- with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Samastipur in Samastipur Town P.S. Case no. 169/2016.

(Hemant Kumar Srivastava,J)

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