

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.26417 of 2016**

Arising Out of PS.Case No. -193 Year- 2015 Thana -CHAURADANO District-  
EASTCHAMPARAN(MOTIHARI)

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Phool Mohammad son of Sarfullah Ansari, resident of village Dudhwaha,  
Police Station Chhauradano, District East Champaran at Motihari

.... .... Petitioner/s

Versus

The State of Bihar

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Ravi Shanker Pankaj, Advocate

For the Opposite Party/s : Mr. Anil Kr. Singh, APP

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**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**  
**ORAL ORDER**

5      26-08-2016                      Heard learned counsel for the petitioner and learned  
counsel for the State.

The petitioner is languishing in custody since  
15.12.2015 in connection with Chhauradano P.S. case No.193 of  
2015 for the offences instituted under Sections 387/34 of the IPC  
as well as Section 27 of the Arms Act and Sections 3 and 4 of the  
Explosive Substance Act.

The prosecution story, in brief, is that on the alleged  
date and time of occurrence, after hearing sound of firing the  
informant saw from his window that on three motorcycles two  
persons on each, were making three round firing and also threw  
bomb on the wall of the house and they have made a slogan as  
‘Maowadi Zindabad’ and fled away. It is also alleged that five  
days earlier he received a telephonic call from Mobile

No.7322921078, who demanded rangdari of 10% of his income and threatening was given to face consequences in case of non-payment of rangdari.

It has been submitted on behalf of the petitioner that the petitioner is in custody since 15.12.2015 and the charge sheet has been submitted in the present case. There is no allegation of tampering of witnesses alleged against the petitioner. The petitioner is not named in the F.I.R. The name of the petitioner has come on the confessional statement of co-accused. The other co-accused has been granted bail vide Cr.Misc.No.9666 of 2016.

On behalf of the State, it is submitted that the name of the petitioner has come in course of investigation.

Considering the aforesaid facts and circumstances, it is directed that the petitioner above named 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 Sub Divisional Judicial Magistrate, Raxaul at Motihari in connection with Chhauradano P.S. case No.193 of 2015.

**(Sudhir Singh, J)**

Narendra/-

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