

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.51386 of 2016

Arising Out of PS.Case No. -61 Year- 2016 Thana -MOHAMMADPUR District- GOPALGANJ

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Nehnaz @ Mehnaz @ Nepali S/o Nesar Ahmad Resident of village -
Khawashpur, P.S. Basantpur, District - Siwan

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Shakil Ahmad Khan

For the Opposite Party/s : Mr. Bharat Bhushan

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 05-12-2016 Heard learned counsel for the petitioner and learned
counsel appearing on behalf of the State.

The petitioner is apprehending his arrest in connection
with Mahammadpur P.S. Case No. 61 of 2016 for the offences
instituted under Sections 25(1-B)A, 26, 27 and 35 of the Arms
Act.

The allegation against the petitioner is that he was also
involved in the occurrence of assault along with other accused
persons. It is further alleged that one loaded pistol was also
recovered from the possession of the accused Kamran Khan.

It has been submitted on behalf of the petitioner that the
petitioner has falsely been implicated in the present case. He has
got no criminal antecedent. There is no allegation of tampering of



witnesses alleged against the petitioner. The name of the petitioner has come on the basis of disclosure made by co-accused Kamran Khan. He has been implicated in the present case by co-accused due to previous enmity. There is no recovery of any arm from the conscious possession of the petitioner.

On behalf of the State, it has been submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner above named be released on anticipatory bail in the event of his arrest or surrender before the learned court below within a period of six weeks from today in connection with Mahammadpur P.S. Case No. 61 of 2016 on furnishing bail bond of Rs. 10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M.-I, Gopalganj, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J.)

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