

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.2158 of 2017

Arising Out of PS.Case No. -103 Year- 2016 Thana -BAUSI District- PURNIA

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Asgar @ Md. Asgar @ Md. Asgar Ali, son of Sayeed, resident of village -
Ujjain, P.S. - Baisi, District - Purnea.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bijendra Kumar Singh

For the Opposite Party/s : Mr. Sanjay Kumar Tiwary 1

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**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA**
ORAL ORDER

2 25-01-2017 Heard the learned counsel for the petitioner as well as
the learned A.P.P. for the State.

The petitioner seeks bail in a case for the offences
punishable under sections 147, 148, 149, 307, 384 and 386 of the
I.P.C. and 27 of the Arms Act and ¾ of Explosive Substance Act.

At the very outset it is submitted that in this case Md.
Rashid Alam who was caught at the spot and from whose
possession country made pistol, Farsa, knife etc. were recovered
and also a bag containing bombs, has already been allowed bail
vide Cr.Misc. No. 39622 of 2016 by order dated 29.11.2016 by a
coordinate Bench of this Court and further co-accused Tanbir
Alam @ Md. Tanabir Alam has also been allowed pre-arrest bail
vide Cr.Misc.No. 52690 of 2016 by order dated 21.12.2016 and



the petitioner without any fault is suffering in custody since 28.9.2016.

The learned APP submits that the petitioner is named in the F.I.R.

In the facts and circumstances as stated above, the petitioner is directed 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 Sri P.K.Mohit, A.C.J.M. Purnea in Baisi P.S. Case No. 103 of 2016, subject to the conditions that one of the bailors must be a near relative and another having sufficient immovable property within the territorial jurisdiction of the court concerned and the petitioner shall remain present on each and every date during trial and the default on two consecutive dates on his part without any reason shall disentitle the petitioner from privilege of bail.

(Jitendra Mohan Sharma, J)

A.I./-

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