

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.5986 of 2018

Arising Out of PS.Case No. -4 Year- 2017 Thana -DANAPUR District- PATNA

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Md. Rizvi, Son of Md Ali @ Md. Alim, Resident of Mohalla- Dargah Road
Neemtal, Police Station- Sultanganj, District- Patna.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance:

For the Petitioner/s : Mr. Dharmendra Kumar, Advocate.

For the Opposite Party/s : Mr. Pranav Kumar, APP.

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**CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL**
ORAL ORDER

3 21-02-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in Danapur P.S. Case No.
04 of 20147 registered under Sections 399, 402 and 414 of the
Indian Penal Code and Sections 25(1-b)a, 26 and 35 of the Arms
Act.

The petitioner along with other accused persons
were intercepted by the police on motorcycle and a country made
pistol and live cartridge is said to have been recovered from the
possession of the petitioner.

It is submitted by learned counsel for the petitioner
that no incriminating article has been recovered from the
conscious physical possession of the petitioner. He has no criminal



antecedent. He has been falsely implicated in the case. He has been languishing in custody since 05.01.2017.

Earlier bail prayer of the petitioner was rejected by this Court vide order dated 06.07.2017 with liberty to renew the same after completion of four months or after framing of charge whichever happens earlier, but charge in the case has yet not been framed.

In the facts and circumstances of the case, the above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Additional Chief Judicial Magistrate, Danapur, Patna in connection with Danapur P.S. Case No. 04 of 2017.

(Prakash Chandra Jaiswal, J)

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