

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.52409 of 2018

Arising Out of PS.Case No. -169 Year- 2018 Thana -GOGRI District- KHAGARIA

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Ahmad @ Ahmad Hussain, Son of Shamshul Haque, Resident of Village-
Chhoti Malia, P.S.- Gogari, District- Khagaria.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Dr. Anjani Pd. Singh

For the Opposite Party : Mr. Rajeev Nayan

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 10-09-2018 Heard learned counsel for the petitioner and learned APP for
the State.

The petitioner is apprehending his arrest in a case registered
under Sections 147, 148, 149, 323, 326, 307, 504 of the Indian
Penal Code and 27 of the Arms Act.

The prosecution case, in brief, is that the accused persons
were firing indiscriminately.

It has been submitted on behalf of the petitioner that the
petitioner has got no criminal antecedent. There is no allegation of
tampering of witnesses alleged against the petitioner. The main
allegation is against co-accused Samsudding who is alleged to
have fired upon Shah Alam. So far the petitioner is concerned, he
is said to be a member of unlawful assembly. No overt act has



been attributed against the petitioner. No injury is alleged to have been caused by the petitioner.

On behalf of the State, it is submitted that the petitioner is named in the Complaint Case/F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner, above named, in the event of arrest/surrender before the learned court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Khagaria in connection with Gogari P.S. Case No. 169 of 2018, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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