

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.48336 of 2018

Arising Out of PS.Case No. -727 Year- 2017 Thana -AHIAPUR District- MUZAFFARPUR

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Ramesh Kumar, Son of Nantun Paswan, resident of Bhagwanpur Dedhiya,
P.S.- Bochha, District- Muzaffarpur. Petitioner

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Krishna Kant Singh

For the Opposite Party/s : Mr. Surendra Kumar

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH

ORAL ORDER

3 19-09-2018 Heard learned counsel for the petitioner and learned APP for
the State.

The petitioner seeks bail in a case registered under Section-
414 of the Indian Penal Code and Sections-25(1-b)a/25 (1-AA)/25
(1-AAA)/26(ii)/35 of the Arms Act and Sections-8/20(b)(ii)(B) of
N.D.P.S. Act and Section 30(a) of Bihar Prohibition and Excise
Act, 2016.

Earlier prayer for bail of the petitioner was rejected by this
Court by order dated 17-02-2018 passed in Cr. Misc. No. 60249 of
2017 and analogous cases.

A report was called for from the trial court. From perusal of
the report, it appears that the case is fixed for supply of police
paper. There is no likelihood of trial to be concluded in near
future.

It has been submitted on behalf of the petitioner that the
petitioner is in custody since 10-09-2017 and there is no allegation



of tampering of witnesses alleged against the petitioner. The petitioner was also found sitting in the car, from which, 21 kg. Ganja, 9 litres of liquor along with one country made pistol and 4 live cartridges were said to have been recovered. The petitioner had no knowledge regarding the said articles kept in the car. There is no compliance of Section-100 of the Cr.P.C. as well as Sections-42 & 50 of NDPS Act in the present case.

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, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise, Muzaffarpur in connection with Ahiyapur P.S. Case No. 727 of 2017.

(Sudhir Singh, J)

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