

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9776 of 2019**

Arising Out of PS. Case No.-729 Year-2018 Thana- MOTIHARI TOWN District- East
Champaran

Meraj Khan @ Md. Meraj Khan, Son of Md. Seraj Khan @ Md. Seraj
Resident of Village – Belbanwa, P.S.- Motihari Town, District-East
Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Umesh Chandra Verma

For the Opposite Party/s : Mr.Jai Narain Thakur

**CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER**

2 26-03-2019 Heard learned counsel for the petitioner and learned
counsel appearing on behalf of the State.

The petitioner is languishing in custody since
20.10.2018 in connection with Town P.S. Case No.729 of 2018
registered for the offences punishable under Sections 399, 402
of the Indian Penal Code and 25 (1-B)a, 26, 35 of the Arms Act.

Prosecution case as per the FIR is that on 18.10.2018
at 5.30 P.M., the informant, S.I., Nagendra Sahani of Town P.S.
received an information to the effect that some miscreants are
sitting in a house near the Sadar hospital and preparing to
commit dacoity and consequently, laid a raid and three persons
including the petitioner were apprehended from the spot and
from the possession of the petitioner, one loaded country made



pistol and cartridge were recovered and from possession of apprehended co-accused, Awadhesh Mali, a knife was recovered.

It is submitted by learned counsel for the petitioner that the investigation has already been concluded and petitioner is accused in one other case apart from the present case, in which, he is on bail.

Considering the nature of accusation and the period of custody and the fact that the investigation has already been concluded, let the above named petitioner be enlarged on bail on furnishing bail bond of Rs.10000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, East Champaran at Motihari in connection with Town P.S. Case No.729 of 2018.

(Dinesh Kumar Singh, J)

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