

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.9880 of 2019**

Arising Out of PS. Case No.-161 Year-2018 Thana- HULASGANJ District- Jehanabad

MD. HANIF Son of Md. Yaiub Resident of Village-Jhariyagari, P.S.- Giridih  
Dist-Giridih (Jharkhand).

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Sheikh Arkan Ahmad  
For the Opposite Party/s : Mr. Akbar Ali

**CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA**  
**ORAL ORDER**

2      20-02-2019                      Heard learned counsel for the petitioner and the  
learned APP for the State.

The petitioner seeks bail in connection with Hulasganj  
P.S. Case No. 161 of 2018 instituted for the offence under  
Section(s) 413/414/399/402 of the Indian Penal Code and  
Sections 25(1-B)/A/26/35 of the Arms Act.

It is alleged in the written report that six persons were  
apprehended by the police from car. Thereafter, the police made  
search of those persons. It is alleged that from possession of  
this petitioner one loaded country made pistol and one live  
cartridge was recovered.

Learned APP for the State submits that there are  
three other cases pending against this petitioner. Learned  
counsel for petitioner submits that petitioner is on bail in all



these cases.

Petitioner is in custody since 31.08.2018.

Keeping in view the period of custody already spent by the petitioner, let the petitioner, above named, 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 the learned Sub-Divisional Judicial Magistrate, Jehanabad in connection with Hulasganj P.S. Case No. 161 of 2018, subject to the following conditions:-

(i) Both the bailors shall be the close relative of the petitioner.

(ii) The petitioner shall be present on each and every date fixed by the Court and absence on two consecutive dates without valid reason will result in cancellation of bail bond of the petitioner.

(iii) If petitioner tamper with the evidence in the case, prosecution will be at liberty to move for cancellation of bail bond of the petitioner.

**(Sanjay Priya, J)**

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