

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.76807 of 2018

Arising Out of PS. Case No.-87 Year-2018 Thana- NALANDA District- Nalanda

Ajay Kumar S/o Dharmendra Prasad Resident of Village-Gogripar, P.S.
Manpur, Distt-Nalanda

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pramod Kumar

For the Opposite Party/s : Mr.Sri Pranav Kumar

CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

2 10-01-2019 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner is in custody since 11.06.2018 in connection with Nalanda P.S. Case No. 87 of 2018 for the offence registered under Sections 399, 402, 120(b) of the Indian Penal Code and Section 25 (1-b), 26 and 35 of the Arms Act.

Learned counsel for the petitioner submits that the alleged recoveries were not made from the conscious possession but have been planted and the entire case is based on the basis of confessional statement made before the police that they were planing to commit offence. It is further submitted that save and except there being one other case bearing Manpur P.S. Case No. 35 of 2009 under Section 304B where the petitioner as Dewar has falsely been implicated, the petitioner has no criminal



antecedent.

Considering the aforesaid facts and circumstances of the case and that the similarly situated co-accused persons have since been extended the privilege of bail in Cr. Misc. No. 61703 of 2018 vide order dated 08.10.2018 and in Cr. Misc. No. 66511 of 2018 vide order dated 06.12.2018, 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 Chief Judicial Magistrate, Nalanda, Bihar Sharif in connection with Nalanda P.S. Case No. 87 of 2018.

(Anjana Mishra, J)

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