

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39410 of 2019

Arising Out of PS. Case No.-273 Year-2018 Thana- ARARIA District- Araria

MD. SUBHAN Son of Khatru @ Tajmul Miyan Resident of Village - Pipra
Tappu Tola, P.S.- Jogbani, Distt - Araria.

... .. Petitioner/s

Versus

THE STATE OF BIHAR Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Mukesh Kumar Rana

For the Opposite Party/s : Mr.Chandra Sen Prasad Singh

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

3 21-08-2019 Heard the learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner seeks bail in Araria P.S. Case No.
273/2018, instituted for offence under Section(s) 392 of the
Indian Penal Code. Later on Section 414 of the Indian Penal
Code was also added.

It is alleged in the written report that on the date of
occurrence three persons came on motorcycle and at the point of
pistol looted money from the petrol pump. One person was
apprehended who disclosed his name as petitioner. It is alleged
that from possession of petitioner one pistol and six live
cartridges along with cash of Rs. 20,300/- were recovered.

Learned counsel for petitioner has submitted that
separate case has been lodged against the petitioner for recovery



of firearm from his possession bearing Araria P.S. Case No. 274/2018, which is mentioned in para 7 of bail petition. There is no mention of the amount, which has been looted from the petrol pump. The recovered amount of Rs. 20,300/-, as mentioned in the written report, is not looted amount as there is no description of amount looted from the petrol pump.

Petitioner is in custody since 08.08.2018.

Considering the aforesaid facts and circumstances, prayer of the petitioner for grant of bail is allowed. 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 Judicial Magistrate 1st Class, Araria, in connection with Araria P.S. Case No. 273/2018, subject to the conditions that both the bailors shall be the close relative of the petitioner.

(Sanjay Priya, J)

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