

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38286 of 2019

Arising Out of PS. Case No.-613 Year-2018 Thana- PHULWARISHARIF District- Patna

MD. SARFRAZ ANWAR ANSARI @ MUMTAZ @ BAUA, aged about 25 years, Male, Son of Mustafa Ansari, Resident of Village- Isopur, P.S.- Phulwari Sharif, District- Patna.

... .. Petitioner

Versus

THE STATE OF BIHAR

... .. Opposite Party

Appearance :

For the Petitioner : Mr.Manoj Kumar, Advocate.
For the Opposite Party : Mr.Ram Anurag Singh, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 26-06-2019 Heard learned counsel for the petitioner and learned A.P.P. for the State.

The petitioner is languishing in custody since 19.11.2018 in a case for the offence registered under Sections 399, 402, 414 of the IPC, 25(1-b)a, 26 and 35 of the Arms Act.

The prosecution story, in brief, is that after having received the information to the effect that some miscreants are preparing to commit dacoity, raid was laid, when six persons were apprehended from whose possession, arms and ammunition, cash and other articles were recovered. The apprehended co accused suggested the name of nine persons who escaped from the scene including the petitioner.

It has been submitted by learned counsel for the



petitioner that the petitioner has falsely been implicated in the present case. Charge sheet has been submitted in the present case. There is no allegation of tampering with the witnesses alleged against the petitioner. No arms is alleged to have been recovered from possession of the petitioner. Rs. 70,000/- is alleged to have been recovered from possession of the petitioner. The aforesaid amount belongs to the petitioner. It is further submitted that the petitioner may be released after completion of nine months in custody.

On behalf of the learned counsel for the State, it has been submitted that the petitioner is named in the F.I.R. He has got criminal antecedent.

Considering the aforesaid facts and circumstances, let the petitioner above named, be released on bail after completion of nine months in custody on furnishing bail bonds of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned A.C.J.M. 15th, Patna, in connection with Phulwari Sharif P.S. Case No. 613 of 2018.

(Sudhir Singh, J)

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