

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.80004 of 2019

Arising Out of PS. Case No.-134 Year-2019 Thana- SULTANGANJ District- Patna

MD. SHAHIJAD TALIB @ SHAHBAJ @ FOOTBALL @ MD.SHAHJAD
TALIB, aged ab out 21 years, Male, Son of Md. Raiyaj @ Sukhu @ Md.
Riyaj, Resident of Sui ki Masjid, P.S-Khajekalan, District-Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ajay Kr Singh No.1, Adv.

For the Opposite Party/s : Mr.Ram Bilash Roy Raman (APP)

CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

3 12-12-2019 Heard learned counsel for petitioner and learned
counsel for the State.

Petitioner, who is in custody, seeks bail registered
for the offences punishable under Sections 399, 402, 414 of the
Indian Penal Code, Sections 25(1-b)a, 26/35 of the Arms Act
and Section 22(a) N.D.P.S. Act, 1985.

Allegation against petitioner is recovery of one
loaded pistol and eight puriya of brown sugar total 730 mg.
from the possession of petitioner who had assembled there
along with his four associates when he was apprehended by the
police.

It has been submitted on behalf of the petitioner
that he is innocent and has committed no offence. He has been
falsely implicated in this case and nothing was recovered from



his possession. He is in custody since 02.05.2019 having no criminal antecedent.

Considering the aforesaid facts and circumstances of the case, let the petitioner named above be released on bail upon furnishing bail bond of Rs. 20,000/- (twenty thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-XXII, Patna, in connection with Sultanganj P.S. Case No. 134 of 2019, subject to conditions:

- (1) Bailors should be local having sufficient immovable property within the jurisdiction of the court concerned.
- (2) Petitioner shall co-operate in the trial and shall be represented on each and every date fixed by the court.
- (3) If the petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(S. Kumar, J)

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