

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3101 of 2020

Arising Out of PS. Case No.-56 Year-2019 Thana- PURUSHOTTAMPUR District- West
Champaran

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Md. Shahzad @ Sahjad Alam, aged about 19 years, Male, S/O Ramtullah
Miyan @ Rahmtullah Mian, R/o Village - Khamiya, P.S.- Inarwa, District -
West Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Bimlesh Kumar Pandey, Advocate

For the Opposite Party/s : Mr.Abhay Kumar

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 28-02-2020 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner apprehends his arrest in connection
with Purushottampur P.S. Case No. 56 of 2019 registered for the
offence punishable under Section 414 of the Indian Penal Code
and Sections 25 (1-b)a, 26, 35 of the Arms Act.

The accusation is that in course of patrolling duty, six
persons were seen, who started to flee away seeing the police
party. On chase, the petitioner was apprehended with country
made pistol and motorcycle.

Learned counsel for the petitioner submits that the
petitioner is made accused on the basis of confessional
statement of co-accused Munna Alam. Learned counsel for the



petitioner further submits that similarly situated co-accused has been granted bail by this Co-ordinate Bench of this Court vide order dated 11.12.2019 passed in Cr. Misc. No.67393 of 2019. He further submits that the petitioner has got no any criminal antecedent. Learned counsel for the petitioner further submits that the seized motorcycle is not stolen property rather it belongs to the co-accused Munna Alam. There is no recovery of incriminating articles from the possession of the petitioner.

In the facts and circumstances of the case, let the above named petitioner be released on bail, in the event of arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bond of Rs. 20,000/- (twenty thousand) with two sureties of the like amount each to the satisfaction of Sri Manoj Kumar, J.M. - Ist Class, Bettiah, West Champaran in connection with Purushottampur P.S. Case No. 56 of 2019, subject to the condition as laid down under Section 438(2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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