

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26156 of 2020

Arising Out of PS. Case No.-787 Year-2019 Thana- MUZAFFARPUR SADAR District-
Muzaffarpur

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Shubham Kumar @ Bittu, aged about 22 years, male, S/o Santosh Kumar R/o
Village- Rahsa East, P.O.- P.S.- Bhagwanpur, District- Vaishali.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner : Mr.Satya Prakash Sinha, Advocate
For the Opposite Party : Mr. Uma Nath Mishra, APP

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

2 12-10-2020 Heard learned counsel appearing on behalf of the

petitioner and learned counsel appearing on behalf of the State.

The petitioner is in custody in connection with
Muzaffarpur P.S. Case No. 787 of 2019 for the offence under
Section 392 of the Indian Penal Code.

Learned counsel appearing on behalf of the petitioner
would submit that the petitioner has no criminal antecedent and
he is in custody since 28.11.2019. He further submits that
nothing was recovered from possession of the petitioner and
name of the petitioner has transpired on the confessional
statement of co-accused Saurya Pratap Singh.

Learned counsel appearing on behalf of the State
would submit that it would not be appropriate to release the



petitioner as his release may adversely affect conduct of the fair election.

In view of the above, the court of Chief Judicial Magistrate, Muzaffarpur is directed to release the petitioner on bail on appropriate terms and conditions after result of General Election in the State of Bihar is declared i.e. after 10th November, 2020.

With the aforesaid, the application stands disposed of.

(Anil Kumar Upadhyay, J)

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