

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.30268 of 2020

Arising Out of PS. Case No.-160 Year-2018 Thana- MUZAFFARPUR RAIL P.S. District-
Saran

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ASHIQUE ANSARI @ MOHAMMAD ASHIQ ANSARI @ AASHIK
ANSHARI Son of Late Md. Isarail Resident of Village- Tharama, Nanhakar,
Saraiya (Dharma Kothi) P.S.- Gayaghat (Beniwad O.P.), District-
Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Rajeev Ranjan No.II, Adv.

For the Opposite Party/s : Mr. Rajesh Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 24-11-2020 The present petition has been taken up for
consideration through the mode of Video
conferencing in view of the prevailing situation on
account of COVID 19 Pandemic, requiring social
distancing.

Heard the learned counsel for the petitioner
and Sri Rajesh Kumar, the learned APP for the
State.

The petitioner seeks regular bail in connection
with Muzaffarpur Rail P.S. Case No. 160 of 2018,
registered for the offence punishable under
Sections 25(1-AA), 26(2) and 35 of the Arms Act.



The allegation is regarding recovery of huge quantity of cartridges from the co-accused person and upon his confessional statement, the complicity of the petitioner has transpired in the present case.

The learned counsel for the petitioner has submitted that the petitioner is innocent, he has been falsely implicated in the present case and he is languishing in custody since 28.11.2019. It is further submitted that no recovery has been made from the conscious possession of the petitioner herein.

Per contra, the learned APP has vehemently opposed the prayer for bail.

Having regard to the facts and circumstances of the case, considering the submissions made by the learned counsel for the petitioner and taking into account the period of incarceration of the petitioner herein, I deem it fit and proper to direct for release of the petitioner on regular bail.

Accordingly, the above named petitioner is directed to be enlarged on bail on furnishing bail



bonds of Rs. 10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned ACJM (Railway) Sonpur (Saran) in connection with Muzaffarpur Rail P.S. Case No. 160 of 2018.

(Mohit Kumar Shah, J)

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