

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35270 of 2020

Arising Out of PS. Case No.-284 Year-2020 Thana- PHULWARISHARIF District- Patna

TALHA SAIFUL @TALHA SHARFUL BARI @ TALHA SAIFUL BARI
son of Abadul Bari @ Abdul Bari Resident of New Millat Colony, Sector II,
P.S.- Phulwari Sharif, District- Patna.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Krishna Kant Singh, Adv

For the Opposite Party/s : Mr. Lakshmi Kant Sharma, APP

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 21-12-2020 Heard Mr. Krishna Kant Singh, learned counsel for
the petitioner and Mr. Lakshmi Kant Sharma, Additional Public
Prosecutor for the state through video conferencing.

2. Petitioner seeks regular bail in connection with
Phulwari Sharif PS Case No. 284/2020 registered for the
offence punishable under Sections 25(1-b)a, 26 of the Arms Act.

3. The allegation, as per First Information Report, is
that a country made loaded pistol has been recovered from the
possession of the petitioner.

4. Learned counsel for the petitioner submits that the
petitioner has not committed any offence in the manner alleged
and his name has falsely been implicated in this case at the
behest of his neighbour. Learned counsel further submits that on
the same date, another case bearing Phulwari Sharif PS Case



No. 283/2020 was lodged against the petitioner under Sections 323, 324, 307 IPC and 27 of the Arms Act by his neighbour, namely, Lukman Khan alleging therein that the petitioner fired upon causing injury to him and two other persons.

5. Learned counsel next submits that petitioner has been granted bail in the said case i.e., Phulwari Sharif PS Case No. 283/2020 by the learned lower court itself. Learned counsel further submits that petitioner is a student of mechanical engineering and has got a bright career. In support of his submission, learned counsel relies upon an admit card which is annexed at Annexure-2.

6. Having regard to the submissions made by the parties and taking into consideration the material on record and the fact that petitioner is in custody since 26.05.2020 and he is a student of mechanical engineering, I am inclined to grant regular bail to the petitioner.

7. Accordingly, let the petitioner, TALAHA SAIFUL @TALHA SHARFUL BARI @ TALHA SAIFUL BARI be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of Sri Ravi Kumar, learned Sub Judge-IX-cum-Additional Chief Judicial Magistrate, Patna/court concerned, in



connection with Phulwari Sharif PS Case No. 284/2020.

8. It is made clear that at the time of furnishing bail bonds all the parties shall follow the guidelines of social distancing.

(Anil Kumar Sinha, J)

perwez

U		T	
---	--	---	--

