

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.70120 of 2019

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

MD. MAHFOOZ ALAM Son of Md. Mubarak Ansari Resident of Village -
Bishunpur Jagdish Athar, P.S.- Bochaha, Dist.-Muzaffarpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Alka Singh, Adv

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

CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 13-01-2020 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner seeks bail in a case registered for the
offences punishable under Sections 25(1-AA), 26(2), 35 of the
Arms Act.

Submission is that 830 live cartridges were allegedly
recovered from the bag of the petitioner. Petitioner is in custody
since 03.09.2018. In the past, prayer for bail was refused vide
Annexure-1 on 06.03.2019, however, submission is that the trial
has not progressed at all. Petitioner is ready to cooperate with
the trial. There is no material to substantiate that the petitioner
is going to tamper with the evidence.

Finding substance in the submission aforesaid, let the



petitioner, above named, be released on bail on furnishing bail bond of Rs.20,000/- (Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court below where the case is pending in connection with Muzaffarpur Rail Police Station Case No.160 of 2018, subject to the condition that both bailors shall be resident of territorial jurisdiction of the learned court below as well as petitioner shall not leave the country without permission of the Court and further the petitioner shall fully cooperate with the trial of the case, failing which the court below shall be at liberty to cancel the bail bond of the petitioner.

(Birendra Kumar, J)

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