

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27250 of 2021

Arising Out of PS. Case No.-194 Year-2020 Thana- GOPALPUR District- West Champaran

ISLAM ANSARI S/o Mubarak Ansari @ Mobarak Miyan R/o Village-
Jamuniya, P.S.- Jagdishpur, District- West Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

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

CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 30-09-2021 Let the defects be removed within two weeks of the

complete start of the physical Court.

Heard the parties.

The petitioner is languishing in custody for the
offence punishable under Sections 399, 402 and 412 of the
Indian Penal Code and Sections 25(1-b)a, 26 and 35 of the Arms
Act.

Petitioner was apprehended along with co-accused
Jahangir Ansari, however recovery of fire arm and cartridges
was from Jahangir Ansari and no incriminating article was
recovered from possession of the petitioner. Petitioner is in
custody since 30.11.2020. Petitioner has got a long list of
criminal cases against him.

Criminal antecedents would be a considerable ground



to refuse the prayer for bail but cannot be only ground for refusal of bail. In this case there is no other material for further detention of the petitioner as under trial prisoner after completion of investigation, especially in absence of any material that the petitioner is going to tamper with the evidence.

Hence let the petitioner, above named, be released on bail on furnishing bail bond of Rs.20000/- (Twenty thousand) with two sureties of the like amount each to the satisfaction of the learned Court-below where the case is pending in connection with Gopalpur P.S. Case No. 194 of 2020, with following conditions:

(a) Both the bailors shall be the resident of territorial jurisdiction of the learned Court-below.

(b) 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.

(c) The petitioner shall not leave the country without permission of the trial Court.

(Birendra Kumar, J)

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