

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.32056 of 2021

Arising Out of PS. Case No.-264 Year-2018 Thana- RAJAON District- Banka

MD. RUSTAM @ MD. SADAKAT HOSEN Son of Late Md. Abdul Gaphur
Resident of Village - Harna Bujurg, P.S.- Rajoun, District - Banka.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ajay Mukherjee, Advocate
For the Opposite Party/s : APP

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

2 23-12-2021

Heard learned counsel for the parties.

The petitioner has preferred this application for grant of regular bail in a case registered under sections 307, 504, 147, 148, 149, 341, 323 and 379 of the Indian Penal Code.

As per the prosecution case, it is stated that the 11 named accused persons as also 10 unknown accused came and started to hurl abuses. On the informant asking them not to abuse, the accused persons started to assault him and one Abdul rasid @ Babloo fired on him causing firearm injuries.

It is submitted by learned counsel for the petitioner that the petitioner has been falsely implicated in this case. Even as per the allegations in the FIR the allegations are general and omnibus in nature and the allegation is mainly against co-accused Abdul Rashid. The petitioner is in custody since



20.10.2020 and has no criminal antecedent. Charge sheet has been submitted in the case.

Heard learned APP for the State.

Having heard learned counsel for the parties and taking into consideration the facts of the case together with the petitioner having remained in custody for over 1 year, the Court directs the petitioner to be enlarged on bail in connection with Rajoun P.S. Case no. 264 of 2018 on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Banka.

(Partha Sarthy, J)

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