

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35196 of 2020

Arising Out of PS. Case No.-42 Year-2020 Thana- GANGABRIDGE District- Vaishali

MD. ASHIQUE @ MD. ASHIQUE ALAM S/o- Late Sagir Alam R/o of
Mohalla- Bagh Tola, Jadhua, P.S.- Hajipur Town, District- Vaishali.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Nityanand Kumar, Advocate

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

CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL ORDER

2 24-03-2021 Heard Mr. Nityanand Kumar, learned counsel
for the petitioner and Mr. Arun Kumar Pandey, learned
APP for the State.

The petitioner seeks bail in anticipation of his
arrest in connection with Ganga Bridge P.S. Case No. 42
of 2020 dated 01.06.2020 instituted for the offences
under Sections 25(1-b)a/26/35 of the Arms Act.

On secret information to the police that some
persons are planning to commit some crime, a raid was
conducted in the mango orchard of one Md. Hanif. Some
persons were found sitting there and out of them two
were arrested viz. Md. Sahil Ansari and Irfan Hussain.
Nothing was recovered from the possession of Irfan
Hussain but from the possession of Md. Sahil Ansari a
country made pistol and some cartridges were
recovered.

The aforesaid arrested persons disclosed before



the police that sometimes before, while they were plucking mangoes from the orchard, they were beaten up by local persons and they had planned retaliate such action of the local persons.

Learned counsel for the petitioner has submitted that the petitioner has not been named in the FIR but his name has transpired only on the confession made by Md. Sahil Ansari referred to above.

There is no other material to connect the petitioner with the offence.

The petitioner does not have criminal antecedents.

Considering the aforesaid facts, the petitioner is directed to be released on bail, in the event of his arrest or surrender before the court below within a period of eight weeks from the date of receipt/production of a copy of this order, on his furnishing bonds in the sum of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Vaishali at Hajipur in connection with Ganga Bridge P.S. Case No. 42 of 2020, subject to the conditions as laid down under Section 438(2) Cr.P.C.

(Ashutosh Kumar, J)

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