

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35765 of 2020

Arising Out of PS. Case No.-104 Year-2020 Thana- SANGRAMPUR District- Munger

MD. SHOAB Son of Md. Tufail @ Tufani Resident of Village- Koraji, Police
Station- Sangrampur, District- Munger.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Surya Narayan Sah, Adv.

For the Opposite Party/s : Ms. Anita Kumari Singh, APP

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 19-01-2021 Heard the learned counsel for the petitioner
and the learned APP for the State.

The petitioner seeks regular bail in connection
with Sangrampur P.S. Case No. 104 of 2020,
registered for the offence punishable under
Sections 399, 402, 414 of the Indian Penal Code
and Sections 25(1-b)a/26/35 of the Arms Act.

The case of the prosecution is that during the
course of patrolling, the police party received a
confidential information that some miscreants are
planning to commit crime whereupon they had
apprehended seven persons including the
petitioner herein and arms and ammunitions were



recovered apart from recovery of two motorcycles.

The learned counsel for the petitioner has submitted that the petitioner is innocent, he has been falsely implicated in the present case, he is having a clean antecedent and he is languishing in custody since 14.06.2020. The learned counsel for the petitioner has further submitted that as far as the petitioner is concerned, no arm / ammunition has been recovered from his possession and he is having a clean antecedent, thus he be granted the privilege of bail.

Per contra, the learned APP has vehemently opposed the prayer for bail.

Having regard to the facts and circumstances of the case, considering the submissions made by the learned counsel for the petitioner and taking into account the period of incarceration of the petitioner herein as also considering the fact that he is having a clean antecedent, I deem it fit and proper to direct for release of the petitioner on regular bail.

Accordingly, the above named petitioner is



directed to be enlarged on bail on furnishing bail bonds of Rs. 10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Sub-Divisional Judicial Magistrate, Munger in connection with Sangrampur P.S. Case No. 104 of 2020.

(Mohit Kumar Shah, J)

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