

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.38904 of 2020**

Arising Out of PS. Case No.-140 Year-2020 Thana- LALIT NARAYAN UNIVERSITY  
District- Darbhanga

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Md. Phool Babu S/o Md. Nazir Nadaf R/o Village/Muhalla- Azam Nagar,  
P.S.- L.N.M.U. Sadar, District- Darbhanga

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Jitendra Kumar

For the Opposite Party/s : Mr. A.G

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**CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY**  
**ORAL ORDER**

2      12-02-2021                      Heard learned counsel for the petitioner and  
  
learned counsel appearing on behalf of the State.

The petitioner is in custody in connection with  
  
University P.S. Case No. 140 of 2020 registered for the  
  
offences under Sections 326, 427, 34 of the Indian  
  
Penal Code and Sections 3, 4 and 5 of the Explosive  
  
Substances Act.

It is alleged against the petitioner that the  
  
petitioner and his family members were engaged in  
  
preparing explosives, as a result, the explosive got  
  
exploded and the house of the petitioner and other  
  
houses surrounding therein were badly damaged.



Learned counsel appearing on behalf of the petitioner would submit petitioner has been made accused in this case on the confessional statement of co-accused md. Nazir Nadaf. In fact, the house got fired due to leakage of gas cylinder and not by the explosion of any explosive substance.

The petitioner is in custody since 06.06.2020.

Considering the fact that petitioner has remained in custody for more than six months, this Court is inclined to grant bail to the petitioner. Let the petitioner, above named, shall be released on bail on furnishing bail bonds of Rs. 50,000/- (Rupees fifty thousands) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate, IV, Darbhanga in connection with University P.S. Case No. 140 of 2020.

**(Anil Kumar Upadhyay, J)**

Shageer/-

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