

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40274 of 2020

Arising Out of PS. Case No.-296 Year-2020 Thana- MUZAFFARPUR SADAR District-
Muzaffarpur

MD. SAHEB @ MD. SAHIL Son of Md. Kalam Resident of Village- Chhota
Sumera, P.S.- Kudhani, District- Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Hari Kishore Thakur
For the Opposite Party/s : Mr. Nawal Kishore Prasad

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 26-02-2021 Heard learned Counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner seeks regular bail in connection with
Sadar Police Station Case No. 296 of 2020, registered for the
offences punishable under Sections 399/402 of the Indian Penal
Code and Sections 25(1-B)/A/26/35 of the Arms Act.

The allegation, as per the First Information Report, is
that the police, on the basis of secret information that some
miscreants have assembled and were planning to commit crime,
proceeded towards the place of occurrence and arrested the
petitioner as well as co-accused Amar Sharma and Md. Rehan
and the police also recovered one loaded country-made pistol
from the possession of the petitioner.



Learned Counsel for the petitioner submits that the petitioner has got no criminal antecedent and he has not committed any offence in the manner alleged. He next submits that the petitioner is in custody since 03.06.2020 and charge sheet has been submitted against the petitioner.

Having heard learned Counsel for the parties and taking into consideration the materials on record and the fact that the petitioner is in custody since 03.06.2020, having no criminal antecedent and charge sheet has been submitted against him, I am inclined to grant regular bail to the petitioner.

This application is, accordingly, allowed.

Let the petitioner, above named, be released on bail, upon furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Muzaffarpur, in connection with Sadar Police Station Case No. 296 of 2020.

(Anil Kumar Sinha, J.)

Prabhakar Anand/-

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