

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.54871 of 2021

Arising Out of PS. Case No.-171 Year-2021 Thana- BARHARIA District- Siwan

SHAHNAWAZ ALAM, S/o Aftab Alam @ Azad R/o village- Almapur, P.S.-
Jamobazar, District- Siwan, Bihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Prashant Kumar

For the Opposite Party/s : Mr. Ram Sumiran Rai, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 16-02-2022 Heard the learned counsel for the petitioner and the
learned APP for the State, through Video Conferencing.

The petitioner seeks bail in connection with Barharia
P.S. Case No. 171 of 2021, instituted for the offences under
Sections 399, 402 of the Indian Penal Code and Sections 25(1-
B)a, 26, 35, 25(a-A), 26 (2) of the Arms Act.

The learned counsel for the petitioner submits that the
petitioner is in custody since 19.06.2021, he is a person with
clean antecedent, charge-sheet has been submitted and
allegation is of recovery of loaded country-made pistol from the
petitioner and at the instance of the petitioner, raids were
conducted and a country-made Carbine with five bullets were
recovered from the house of Arif Ali.

The learned counsel for the petitioner submits that the



petitioner has been falsely implicated, nothing was recovered from his possession and is a person with clean antecedent.

The learned A.P.P. vehemently opposes the bail application.

Considering the fact that the petitioner is in custody since 19.06.2021, he is a person with clean antecedent, charge-sheet has been submitted, the petitioner, above-named, is directed to be released on bail on his furnishing bail-bonds in the sum of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M.-III, Siwan, in connection with Barharia P.S. Case No. 171 of 2021, with a condition that one of the bailor shall be the father of the petitioner (Aftab Alam @ Azad) and in the event if the petitioner is implicated in a case of similar nature, the Court blow shall forthwith cancel his bail bond.

The application stands allowed.

(Satyavrat Verma, J)

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