

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51215 of 2022

Arising Out of PS. Case No.-33 Year-2021 Thana- PIPRA District- Supaul

ANAMUL @ MD. ANAMUL @ ANAMUL KHAN @ MD. ANAMUL
KHAN S/O LATE AGHANU Resident of village- Thadhi Bhawanipur, P.S.-
Pipra District- Supaul.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

with

CRIMINAL MISCELLANEOUS No. 51259 of 2022

Arising Out of PS. Case No.-33 Year-2021 Thana- PIPRA District- Supaul

PRAMOD DAS SON OF SATYADEV DAS R/O VILLAGE- KAHARA, P.S.
AND DISTRICT- SAHARSA

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

(In CRIMINAL MISCELLANEOUS No. 51215 of 2022)

For the Petitioner/s : Mr.Nafisuzzoha

For the Opposite Party/s : Mr.Sanjay Kumar Tiwary APP

(In CRIMINAL MISCELLANEOUS No. 51259 of 2022)

For the Petitioner/s : Mr.Ashok Kumar Advocate

For the Opposite Party/s : Ms.Sharda Kumari APP

: Mr.Surendra Prasad Singh

**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

2 21-12-2022 Learned counsel for the petitioners is permitted to
remove defect (s), as pointed out by the office, if any, within a
period of four weeks on resumption of physical mode.

Heard learned counsel for the petitioners and learned
APP for the State.

The petitioners have preferred this application for
grant of regular bail in a case registered under sections 398, 302,



307 and 120B of the Indian Penal Code and sections 25(1B)(a), 27 and 35 of the Arms Act.

As per the prosecution case, six unknown miscreants entered the shop of the informant and attempted to rob it on gun point. The miscreants shot the elder son of the informant dead, and further shot the informant in his lower rib and his younger in his head and also shot one shop staff.

Learned counsel for the petitioners has submitted that the petitioners are innocent and have falsely been implicated in this case. The name of the petitioners has sprung up in the confessional statement of the co-accused persons. The petitioners are not named in the FIR. The other co-accused persons have been granted bail by the Co-ordinate Benches *vide* orders dated 24.03.2022, 26.05.2022 and 28.07.2022 passed in Cr. Misc No. 50157 of 2021, 7135/2022 and 11619 of 2022 respectively. Nothing has been recovered from the possession of the petitioners. The petitioner no.1 has clean antecedent as stated in para 3 of the bail petition whereas the petitioner no. 2 is accused in nine other criminal cases. The petitioner no. 1 is in custody since 20.12.2021 and the petitioner no. 2 is in custody since 15.03.2021.

Learned A.P.P. for the State has opposed the bail



petition of the petitioners.

Considering the aforesaid facts and circumstances, as well as the period of detention, the petitioners, above-named, are directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) each with two sureties of the like amount each to the satisfaction of learned Court concerned Supaul, in connection with Pipra P.S. Case No. 33 of 2021.

The petitioner no.2 Pramod Das is directed to remain physically present before the learned Court below on each and every date, failing which on two consecutive dates without reasonable cause, the bail bond of the petitioner is liable to be cancelled.

The application stands allowed.

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(Chandra Prakash Singh, J)

