

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.64598 of 2021

Arising Out of PS. Case No.-455 Year-2021 Thana- BANKA District- Banka

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1. MD KUDDUS @ KUDRISH ANSARI Son of Late Abdul Gafur Ansari Resident of Village - Navtoliya Charmreli, P.s.- Banka, Distt.- Banka.
 2. Md. Idrish Ansari Son of Late Abdul Gafur Ansari Resident of Village - Navtoliya Charmreli, P.s.- Banka, Distt.- Banka.
 3. Md. Ahmad Ansari Son of Late Habib Ansari Resident of Village - Navtoliya Charmreli, P.s.- Banka, Distt.- Banka.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Md. Najmul Hodda
For the Opposite Party/s : Mr.Md. Shakir Ahmad

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

4 16-05-2022 Heard learned counsel for the petitioners and learned
Additional Public Prosecutor for the State.

Let the defects, as pointed out by the office, be removed within four weeks of start of normal functioning of the physical court.

Petitioners seek bail in connection with Banka P.S. Case No. 455 of 2021 registered for the offences punishable under Sections 307, 120(B) and subsequently added section 302 of the Indian Penal Code and Section 3/4/5 Explosive Substance Act.

According to prosecution case, while the informant



Mukesh Kumar alongwith his staff was conducting inspection of vehicle at Gandhi Chowk, Banka he received information that a bomb went off in the Madarsa situated in Chamraili-Narvtoliya village. On that information, the informant alongwith his team reached at alleged spot and after inspection, he found the southern part of the said Madarsa had demolished and its debris scattered on the ground. On enquiry, the villagers disclosed that a bomb had gone off in that Madarsa due to which the Madarsa had demolished and the Imam of the Madarsa namely Abdul Mobin got injured, who was taken by the villagers to elsewhere for his treatment and during treatment he dead.

Learned counsel for the petitioners submits that they have falsely been implicated in the present case only on the basis of suspicion. He further submits that in fact the petitioners are the member of the Madarsa Committee. He further submits that the deceased Imam Abdul Mobil only used to live in Madarsa and due to bomb explosion he died. He further submits during investigation nothing has come against the petitioners. The petitioners are in custody since 18.06.2021.

The learned Additional Public Prosecutor has vehemently opposed the prayer for bail on the basis of material available on the record and case diary submits that there is



sufficient material against the petitioners and in para 4, 6, 7, 8, 10, 20, 21, 50 and 66 of the case diary petitioners also confessed his guilt.

Considering the aforesaid facts and circumstances, I am not inclined to grant the privilege of bail to the petitioners and accordingly, the same is rejected.

(Rajesh Kumar Verma, J)

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