

**IN THE HIGH COURT OF JUDICATURE AT PATNA  
CRIMINAL MISCELLANEOUS No.67478 of 2021**

Arising Out of PS. Case No.-105 Year-2020 Thana- KUNDWACHAINPUR District- East  
Champaran

=====

Azizul Azam Son of Abdul Matilib @ Abdul Motalib Resident of Village-  
Guabari, P.S.- Kundwa Chainpur, District- East Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Madhurendra Kumar  
For the Opposite Party/s : Mr.Shailendra Kumar

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**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH  
ORAL ORDER**

2      28-02-2022                      Heard both parties.

The petitioner seeks bail in Kundwa Chainpur P.S.  
Case No. 105 of 2020, registered for the offence punishable  
under Sections 302, 307 and other allied sections of the Indian  
Penal Code and section 27 of the Arms Act.

As per the prosecution case, 20 named and 10-12  
unknown persons having armed with weapons came at the  
house of informant and thereafter committed assault as a result  
of which five persons sustained injuries out of them one Shabir  
Ahmad died due to firearm injuries during course of treatment.

It is submitted on behalf of the petitioner that though  
petitioner is named in the FIR, but no specific overt act has been  
alleged against this petitioner. Specific allegation of causing



assault and firearm injury is against other co-accused persons.  
Other co-accused have been granted bail by this Court vide  
order dated 07.04.2021 passed in Cr. Misc. No. 982 of 2021.  
Petitioner is in custody since 07.07.2021.

Considering the facts and circumstances of the case,  
the petitioner above-named, is directed to be enlarged on bail on  
furnishing bail bond of Rs. 10,000/- (Ten thousand) with two  
sureties of the like amount each to the satisfaction of the learned  
Sub-Divisional Judicial Magistrate, East Champaran, Motihari  
in connection with Kundwa Chainpur P.S. Case No. 105 of  
2020.

**(Prabhat Kumar Singh, J)**

vinita/-

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