

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72271 of 2021

Arising Out of PS. Case No.-179 Year-2021 Thana- PATEPUR District- Vaishali

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ABDUL GAFFAR @ SUMAN @ LANGRA @ SUMAN LANGRA Son of
Md. Hakim R/o Village- Suapakar, P.S.- Mushry (Ward No.01), District-
Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

with

CRIMINAL MISCELLANEOUS No. 617 of 2022

Arising Out of PS. Case No.-179 Year-2021 Thana- PATEPUR District- Vaishali

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RAJU KUMAR Son of Late Ashok Sah @ Late Ashok Kumar Resident of
Village - Harpur ailothe , Ward no.10, P.S.- Samastipur Muffasil, Distt.-
Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

(In CRIMINAL MISCELLANEOUS No. 72271 of 2021)

For the Petitioner/s : Mr. Anuj Kumar, Adv.

For the Opposite Party/s : Mr. Jagdhar Prasad, APP

(In CRIMINAL MISCELLANEOUS No. 617 of 2022)

For the Petitioner/s : Mr. Manish Chandra Gandhi, Adv.

For the Opposite Party/s : Mr. Ganesh Prasad Singh, APP

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CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

2 08-06-2022 Heard learned counsel for the parties.

The petitioners have preferred this application for
grant of regular bail in a case registered under sections 399 and
402 of the Indian Penal Code and sections 25(1-B)(a), 26 and 35
of Arms Act.



As per the prosecution case, on checking of the vehicles in question, it is stated that both the petitioners in the instant two applications were found in the car bearing registration no.BR06BP5687. It is stated that below the seat of petitioner-Abdul Gaffar a country made pistol and two live cartridges were recovered, besides other articles from other accused persons.

It is submitted by learned counsel appearing on behalf of the petitioner- Abdul Gaffar that the petitioner has been falsely implicated in the case. No incriminating article has been recovered from his conscious possession. He is in custody since 25.8.2021 and chargesheet has been submitted in the case.

It is submitted by learned counsel appearing on behalf of the petitioner- Raju Kumar that even as per the FIR no incriminating article has been recovered from his conscious possession. He is in custody since 25.8.2021.

Heard learned A.P.P. for the State.

Having heard learned counsel for the parties and taking into consideration the allegations in the FIR together with the petitioners having remained in custody for 9 months and investigation in the case having concluded, the Court directs both the petitioners to be enlarged on bail in connection with Patepur P.S.



Case no. 179 of 2021 on each of them furnishing bail bond of Rs.10,000/ (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned A.C.J.M.-III, Vaishali at Hajipur.

(Partha Sarthy, J)

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