

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.596 of 2022

Arising Out of PS. Case No.-145 Year-2021 Thana- SAHEBPUR KAMAL District-
Begusarai

MD. AKRAM @ MD. EKRAM Son of Md. Sultan R/o Village - Lakhminiya,
Baidabad, Ward No. 21, P.S. - Baliya, District - Begusarai.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Chandan Kumar Kashyap

For the Opposite Party/s : Mr.Murli Dhar

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 24-05-2022 Heard learned Counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner seeks regular bail in connection with
Sahebpur Kamal Police Station Case No. 145 of 2021,
registered for the offences punishable under Sections 398/401 of
the Indian Penal Code and Sections 25 (1-B)A/26/35 of the
Arms Act.

The prosecution case, as per the First Information
Report, is that one iron-made fighter punch has been recovered
from the possession of the petitioner.

Learned Counsel for the petitioner submits that the
petitioner has falsely been implicated in this case along with
other accused persons, alleging that they were making
preparation for committing dacoity. He next submits that only



iron-made fighter punch has been recovered from the possession of the petitioner, which does not come under the purview of the Arms Act. He further submits that the petitioner is in custody since 01.07.2021, having no criminal antecedent of similar nature of offence, and charge sheet has already been submitted against him and as such there is no likelihood that the petitioner will abscond and/or tamper with the evidence.

Regards being had to the submissions made on behalf of the parties and taking into consideration the materials on record and the fact that charge sheet has already been submitted and the petitioner is in custody since 01.07.2021, having no criminal antecedent of similar nature of offence, I am inclined to grant regular bail to the petitioner.

This application is, accordingly, allowed.

Let the petitioner, above named, be released on bail, upon furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Begusarai, in connection with Sahebpur Kamal Police Station Case No. 145 of 2021.

(Anil Kumar Sinha, J.)

Prabhakar Anand/-

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