

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25218 of 2023

Arising Out of PS. Case No.-334 Year-2018 Thana- MUNGER MUFFASIL District- Munger

MD. LOKMAN @ LUKMAN SON OF MD. GAFOOR RESIDENT OF
VILLAGE- MIRJAPUR BARDAH, PS- MUFFASIL , DISTT- MUNGER

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Raj Kumar Choudhary

For the Opposite Party/s : Mr.Uma Shankar Prasad Singh

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 23-05-2023 Heard the learned counsel for the petitioner and
learned APP for the State.

Let the defect(s), if any, be removed within a
period of four weeks from today.

The petitioner seeks bail in connection with
Muffasil P.S. Case No. 334 of 2018 registered for the offence
under Sections 121, 379, 414, 120B/34 of the Indian Penal Code
and 25(1-a)25(1-AA), 25(1-b)a, 26/35 of the Arms Act and
Section 39 of the Unlawful Activities (Prevention) Act.

The petitioner is said to have kept the AK 47 Rifle for
two days in his house.

Learned senior counsel for the petitioner submits
that though the petitioner has criminal antecedent but after arrest
in this case, he has been made accused in all the cases. He



further submits that the only allegation against him is that he had kept two AK-47 in his house for two days and there is no recovery from the personal possession of the petitioner. He further submits that similarly situated accused persons have been granted bail by this Court. He further submits that the petitioner is in custody since 29.08.2019 and there is no substantial progress in the trial as charges have been framed only.

Learned A.P.P. has vehemently opposed the prayer for bail.

Considering the aforesaid submission of the petitioner and considering his period of custody, inasmuch as, co-accused persons have been granted bail by different Co-ordinate Benches of this Court, this application for regular bail is allowed.

Let the petitioner, above named, be released on bail **after framing of charge if the charge is not framed yet** and on furnishing bail bond of Rs. 1,00,000/- (One Lakh) with two sureties of the like amount each to the satisfaction of the learned Additional Sessions Judge-7th, Munger/concerned Court below in connection with Muffasil P.S. Case No. 334 of 2018.

Both the bailors should be close blood relative of the



petitioner.

The Court below will get the photograph of the accused and the bailors on record and the petitioner will mark his attendance at the Muffasil Police Station Dist- Munger on the every Sunday of each month. Any default in appearance at the Police Station would result in cancellation of bail bond of the petitioner.

(Sandeep Kumar, J)

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