

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28350 of 2022

Arising Out of PS. Case No.-62 Year-2022 Thana- AURANGABAD TOWN District-
Aurangabad

MD. MAYEEDUR RAHMAN @ MAYEEDUR RAHMAN S/o Imdadul
Haque Resident of Mohalla Ali Nagar, P.S.- Town, District- Aurangabad.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.N. A. Shamsi

For the Opposite Party/s : Mr.J.N. Thakur

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

4 16-01-2023 Learned counsel for the petitioner is directed to remove
all the defects pointed out by the Stamp Reporter within one month.

Heard learned counsel for the petitioner as well as learned
APP for the State.

The petitioner apprehends his arrest in connection with
Aurangabad (Town) P.S. Case No. 62 of 2022, registered for the
offences punishable under Sections 304 of the Indian Penal Code
along with Section 3/4 of Explosive Substances Act.

One person died as some explosive substances exploded
in the scrap shop of the petitioner.

The learned counsel for the petitioner has submitted that
the petitioner is innocent and admittedly he is owner of a scrap shop.
He used to go to purchase scraps from door to door from vendors and
stores materials in his *godawns*. He was not aware with as to what
was exploded. He has submitted further that during the course of



investigation, no complicity of the petitioner was found, rather it was found that he was negligent.

On the other hand, the learned APP has submitted that it has come in the investigation that the explosion was due to negligence of the petitioner.

During course of investigation, the mens rea of the petitioner has not figured, rather it was emerged that, due to his negligence, the explosion was occurred. He is a person of clean antecedent.

Considering the above-mentioned facts and circumstances, let the petitioner, in the event of his arrest or surrender within four weeks before the learned court below, be released on anticipatory bail on 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, Aurangabad in connection with Aurangabad (Town) P.S. Case No. 62 of 2022, subject to the conditions as laid down under Section 438(2) Cr.P.C.

Office shall ensure that all defects are removed by the petitioner within the stipulated time provided hereinabove, failing which the matter shall be brought to the notice of this Court.

(Nawneet Kumar Pandey, J)

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