

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.54250 of 2021

Arising Out of PS. Case No.-357 Year-2018 Thana- MUNGER MUFFASIL District- Munger

Md. Manzar Alam @ Manjeet S/O Late Md. Ali Raja R/O Village/Mohalla-
Mirzapur (Bardah), P.S.-Mufassil, District-Munger.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjiv Kumar Singh
For the Opposite Party/s : Mr.Satyendra Prasad

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

13 07-04-2023 Heard learned counsel for the petitioner and

learned A.P.P appearing on behalf of the State.

The petitioner is languishing in custody in a case registered for the offences punishable under Sections 121, 379, 414, 120(B), 34 of the Indian Penal Code, Sections 25(1-A), 25(1-AA), 25(1-B)a, 26, 35 of the Arms Act and Section 39 of the U.A.P Act.

The prosecution case as per the self-statement of Bindeshwari Yadav, Circle Inspector, Munger Mufassil is to the effect that on 01.10.2018, in the office of the S.H.O, Munger Police Station the confessional statement of co-accused Amna Khatoon was taken wherein she had



stated that her co-villager Manzar Alam along with her brother-in-law (*Devar*) Lokman and his wife Aisha Begum are involved in the business of illegal arms. Co-accused Amna Khatoon further stated that Manzar Alam has kept arms in the custody of Lokman and on the basis of such statement, the house of Manzar Alam was raided from where parts of arms were recovered.

It is submitted by learned counsel for the petitioner that petitioner is innocent and he has falsely been implicated in this case. Nothing has been recovered from the conscious possession of the petitioner and only some parts of A.K-47 riffles were recovered from a well situated in the house of the petitioner. The petitioner is languishing in custody since 12.10.2018. Moreover co-accused Amna Khatoon has been granted bail by a coordinate Bench of this Court vide order dated 11.12.2019 passed in Cr. Misc. No. 46495 of 2019.

Learned A.P.P appearing on behalf of the State has vehemently opposed the prayer for bail of the



petitioner and submitted that recovery of parts of A.K-47 was made from the well of the house of the petitioner.

Considering the facts aforesaid and the period under custody, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 25,000/- (Twenty Five Thousands) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Munger in connection with Mufassil P.S. Case No. 357 of 2018, subject to the conditions (i) that one of the bailors shall be close relative of the petitioner (ii) that the petitioner and the bailors shall execute bond with regard to good behaviour of the petitioner. The petitioner shall also give an undertaking to the Court that he shall not indulge in any criminal activity. Any violation of the terms and conditions of the bonds or the undertaking shall lead to cancellation of his bail bonds. The petitioner shall cooperate in the case and be present before the Court on each and every date. Failure to



cooperate or being absent on two consecutive dates,
without sufficient cause, shall also lead to cancellation of
bail bonds of the petitioner.

(Sunil Kumar Panwar, J)

Shageer/-

U		T	
---	--	---	--

