

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.50488 of 2023**

Arising Out of PS. Case No.-239 Year-2023 Thana- BIDUPUR District- Vaishali

Md. Saddam Hussain @ Majanua S/O Md. Sabir R/O Village- Jadua Bag  
Tola, Ps. Nagar (HAJIPUR), Dist. Vaishali

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Manish Kumar

For the Opposite Party/s : Mr.Nirmal Kumar Sinha

**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH  
SINGH**

ORAL ORDER

2      16-08-2023                      Learned counsel for the petitioner is permitted to  
remove defect (s), as pointed out by the office, if any, within a  
period of four weeks on resumption of physical mode.

2. Heard learned counsel for the petitioner and learned  
A.P.P for the State.

3. The petitioner has preferred this application for  
grant of regular bail in connection with Bidupur P.S. Case No.  
239 of 2023 dated 17.04.2023 registered for the offences  
punishable u/s 399 and 402 of the Indian Penal Code and  
Sections 25(1-B)a, 26 and 35 of the Arms Act.

4. As per the prosecution case, the petitioner was  
apprehended by the police personnel while he along with the co-  
accused persons was assembled for the purpose of committing



*daoity*. On search, a live cartridge was recovered from the right pocket of the petitioner's pant.

5. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. Nothing has been recovered from the conscious possession of the petitioner. The petitioner is accused in one more criminal case as stated in para 3 of the bail petition. The petitioner is in custody since 18.04.2023.

6. Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner.

7. Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, Vaishali at Hajipur in connection with Bidupur P.S. Case No. 239 of 2023.

8. The application stands allowed.

**(Chandra Prakash Singh, J)**

atul/-

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