

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.52867 of 2023

Arising Out of PS. Case No.-435 Year-2021 Thana- ARA NAWADA District- Bhojpur

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Anuj Kumar Gupta @ Anuj Kumar Son Of Om Prakash Gupta Resident Of
Village - Old Bus Stand Piro, P.S. - Piro, District - Bhojpur

... .. Petitioner/s

Versus

The State Of Bihar, Patna

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Prabhat Kumar Singh, Advocate

For the Opposite Party/s : Mr. Anish Chandra, APP

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

ORAL ORDER

2 24-08-2023 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 S. Trial No. 137 of 2023
arising out of Ara Nawada P.S. Case No. 435 of 2021 dated
21.04.2021 registered for the offences punishable u/ss 399 and
402 of the Indian Penal Code and 25 (1-b)a, 26 and 35 of the
Arms Act.

4. As per the prosecution case, two live cartridges and
one Apache motorcycle were recovered from the possession of
the petitioner.

5. Learned counsel for the petitioner has submitted



that the petitioner is innocent and has falsely been implicated in this case. Similarly situated co-accused has already been granted bail by the co-ordinate bench of this court *vide* order dated 04.07.2022 passed in Cr. Misc. No. 5468 of 2022. The petitioner has two other criminal cases and he is on bail in all the said criminal cases as stated in para 3 of the bail petition. The petitioner is in custody since 22.04.2021.

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, Bhojpur, Ara in connection with S. Trial No. 137 of 2023 arising out of Ara Nawada P.S. Case No. 435 of 2021.

8. The application stands allowed.

(Chandra Prakash Singh, J)

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