

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.67485 of 2023

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

Md. Saddam Hussain Son Of Md Abdul Kuddus @ Late Abdul Kuddush @
Md. Abdul Khuddush Resident Of Village- Jadua Bagh Tola, Ps- Town
Hajipur, Distt- Vaishali

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rina Sinha

For the Opposite Party/s : Mr.Rabindra Kumar

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 31-10-2023 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for regular bail in a case
instituted for the offence under Sections 399 and 402 of the
Indian Penal Code and Sections 25(1-b)a, 26 and 35 of the Arms
Act.

3. As per prosecution case, on receiving a secret
information that some miscreants are assembled near bamboo
scrub to commit dacoity thereafter the police personnel reached
at that place. Three person were apprehended and on search
there has been recovery of one loaded country-made pistol and
one live cartridges from the possession of the petitioner.

4. It is submitted by learned counsel for the petitioner



that petitioner has been falsely implicated in this case. He has committed no offence. The petitioner has no concern with the alleged arms and cartridges, which were seized by the police. Only on the basis of suspicion and due to his criminal antecedents, petitioner has implicated in the present case by the police. He is languishing in judicial custody since 18.04.2023.

5. The application for bail is opposed by learned APP for the State.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as the period of custody, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Vaishali at Hajipur in connection with Bidupur P.S. Case No. 239 of 2023.

(Sunil Kumar Panwar, J)

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