

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7798 of 2024

Arising Out of PS. Case No.-51 Year-2023 Thana- MITHANPURA District- Muzaffarpur

Ahmad Ali @ Jacki S/O Khalil Ahmad R/O Village- Tinkothiya, P.S-
Mithapura, Distt.- Muzaffarpur.

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Alok Kumar Alok, Advocate

For the Opposite Party/s : Mr. Binod Kumar No. 3, APP

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 20-02-2024 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 8(c) and 21(c) of the
NDPS Act, Sections 25(1-b)a, 26 and 35 of the Arms Act and
Section 415 of the Explosive Substance Act.

3. The allegation against the petitioner along with
others is of engaging in the business of illegal arms and storing
it in huge quantity.

4. It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. He has
committed no offence. Petitioner was not apprehended on spot
and he has no concerned with alleged recovery. From the
perusal of the FIR, it is evident that the as alleged incriminating
articles have been recovered from the possession of co-accused



Javed Ahmed @ Sikku not from this petitioner. Only being the brother of the said co-accused, petitioner has been falsely implicated in the present case. No incriminating articles have been recovered from the conscious possession of the petitioner and charge has already been framed against him. He further submitted that petitioner has got no criminal antecedent as stated in para-3 of the bail petition. He is languishing in judicial custody since 14.03.2023.

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, 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 3rd Additional Sessions Judge-cum-Special Judge, NDPS Act, Muzaffarpur in connection with Mithanpura P.S. Case No. 51 of 2023.

(Sunil Kumar Panwar, J)

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