

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.14018 of 2024

Arising Out of PS. Case No.-366 Year-2023 Thana- ARA NAGAR District- Bhojpur

Taj Ali @ Md. Taj Ali S/O Md. Kapil @ Md. Fahim Kapil R/O Village- Rauza
Mohalla, Ps.- Ara Town, Dist.- Bhojpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Akash Kumar Mishra

For the Opposite Party/s : Mr. Awadhesh Kumar Singh

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

3 24-04-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks regular bail in connection with
Ara Town P.S. Case No. 366 of 2023, lodged on 11.05.2023
under Sections 341, 307, 332, 333, 353 of the Indian Penal Code
and Section 25(1-b)a/26/27/35 of the Arms Act.

3. As per the prosecution case, the FIR has been
lodged against named accused persons from whose possession
Rs. 4,99,500/- along with one country made pistol and three live
cartridges has been recovered along with other materials.

4. Learned counsel for the petitioner submits that the
petitioner has not committed any offence. Counsel submits that
the said money belongs to the institution in which the petitioner



was working. Counsel submits that the antecedent of the petitioner is not clean and there are five criminal cases pending against him and he is in custody since 16.09.2023. But he has stated that out of five cases, name of the petitioner has figured in four cases. After the present case there was only one case pending against him. He further submits that petitioner is not an accused rather he is a victim in this case.

5. Learned APP for the State opposes the prayer for bail of the petitioner and submits that as per the FIR the petitioner was apprehended by the police with the arms and at the time of arrest open fire took place from both the side i.e., from the petitioner's side and the police side. In which the petitioner as well as one police personnel got injured. Counsel further submits that the petitioner is involved in commission of loot in the State Bank of India, Near Arya Samaj Temple, with this allegation and the story of robbery has come in the case diary. It has been apparently mentioned in the rejection order of the Addl. Sessions Judge-XIII, Bhojpur at Ara.

7. In the present facts and circumstances, this Court is not inclined to grant regular bail to the petitioner. Accordingly, the prayer for regular bail of the petitioner in connection with Ara Town P.S. Case No. 366 of 2023, pending before the



learned Chief Judicial Magistrate, Bhojpur at Ara is **hereby**
rejected.

(Dr. Anshuman, J)

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