

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.19660 of 2024

Arising Out of PS. Case No.-359 Year-2023 Thana- BIHAR District- Nalanda

Md. Mursheed @ Md. Mumtaj @ Chunny @ Chunnu son of Abdul Rauf
Village- Pakki Talab Ps- Laheri Dist- Nalanda

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pankaj Kumar

For the Opposite Party/s : Mr.Sanjay Kumar Tiwary

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 18-03-2024 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner seeks bail in connection with Bihar
P.S. Case No. 359 of 2023 instituted for the offence under
Sections 290, 336, 120(B) of the Indian Penal Code and
Sections 3/4 of the Explosive Substance Act.

3. Prosecution case in short is that the police received
information that smoke was coming out from a hut and three
people got injuries. During investigation as also seeing visuals
of CCTV footage, it was revealed that the accused persons were
keeping the illegal explosive substance for wrong intention
which exploded due to which they sustained injuries.

4. It has been submitted on behalf of the petitioner



that the petitioner is in custody since 15.09.2023. Petitioner has one criminal antecedent.

5. It has been further submitted by the petitioner's counsel that petitioner has been falsely implicated in the present case. No incriminating article has been recovered from the conscious possession of the petitioner. Several similarly situated co-accused persons have been granted bail by co-ordinate Bench of this Court vide Annexure- P-2 series to this application.

6. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

7. Considering the aforesaid facts and circumstances of the case, period of custody of the petitioner and claim based on parity, this Court is inclined to grant bail to the petitioner.

8. Let the petitioner be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Bihar P.S. Case No. 359 of 2023.

(Rudra Prakash Mishra, J)

Alok Verma/-

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