

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.44507 of 2024**

Arising Out of PS. Case No.-116 Year-2022 Thana- BELA District- Sitamarhi

Md. Modim Ansari @ Md. Modim Mansoori @ Modim Mansoori Son of  
Shah Moihammad @ Shah Mohammad Ansari Resident of Village -  
Bhairokothi, P.S.- Sitamarhi, District - Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Shanti Bhushan Singh

For the Opposite Party/s : Mr.Jagdhar Prasad

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

ORAL ORDER

2      20-07-2024                      Heard learned counsel for the petitioner and learned  
A.P.P for the State.

2. The petitioner has preferred this application for grant of regular bail in connection with Bela P.S. Case No. 116 of 2022 dated 06.05.2022 registered for the offences punishable u/ss 399, 402 and 414 of the Indian Penal Code and sections 25(1-b)a, 26 and 35 of the Arms Act and u/ss 8/20(b)(ii)(c)/22 of the N.D.P.S. Act.

3. As per the prosecution case, one loaded country made pistol, a loaded magazine having four live cartridges, one kg Charas, an empty magazine, two mobiles and one motorcycles were recovered from the possession of the co-accused, Md. Hasim Laheri. One country made Katta, two live



cartridges, 1 kg Charas and one mobile phone were recovered from the possession of the co-accused, Deep Narayan Mahto. One loaded country made pistol, two live cartridges and mobile phone were recovered from the possession of the co-accused, Md. Sadik. One mobile phone was recovered from the possession of the co-accused, Santosh Kumar.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. The name of the petitioner has sprung up in the confessional statement of the co-accused, Hasim Laheri who has already been granted regular bail by this court vide order dated 03.05.2024 passed in Cr. Misc. No. 39260 of 2023. No incriminating article has been recovered from the conscious possession of the petitioner. The petitioner has two criminal antecedents as stated in para 3 of the bail petition. The petitioner is in custody since 01.04.2024.

5. Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner.

6. 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, Sitamarhi in connection with Tr. No. 69 of 2023 arising out of Bela P.S. Case No. 116 of 2022.

7. The application stands allowed.

**(Chandra Prakash Singh, J)**

Gautam/-

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