

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.55800 of 2024

Arising Out of PS. Case No.-84 Year-2024 Thana- MADHUBAN District- East Champaran

Md. Sabab S/o- Hasmuddin Ansari Vill- Chhota Kollahafa, Ps- Madhuban
Dist- East Champaran

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ajay Kumar Singh, Adv.

For the Opposite Party/s : Mr.Shailendra Kumar Singh, APP

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

ORAL ORDER

2 29-08-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks bail in connection with Madhuban (Garhiya) P.S. Case No. 84 of 2024 dated 01.03.2024 registered for the offences punishable under Sections 411, 413, 414, 420, 467, 468, 471, 120B/34 of the I.P.C. and Sections 25(1-b)a, 26 and 35 of the Arms Act.

3. As per the prosecution case, police received secret information about the viral photograph on Whatsapp of a person with a arm. They proceeded for inquiry the matter and in due course two persons on a motorcycle namely Md. Shabab (petitioner) and Md. Mahmood tried to flee away on seeing police but they were apprehended. On search, one live cartridge



was recovered from the petitioner and one country made pistol was recovered from the co-accused, Md. Mahmood. On interrogation, they disclosed that they are the members of the group who are involved in committing loot and theft of vehicle.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. The petitioner has no concern with the alleged recovery. No incriminating article has been recovered from the conscious possession of the petitioner. The co-accused person has already been granted regular bail by this court vide order dated 09.05.2024 passed in Cr. Misc. No. 33586 of 2024. The petitioner has two criminal antecedents as stated in paragraph no. 3 of the bail petition. He is in custody in this case since 02.03.2024.

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, East Champaran, Motihari in connection with



Madhuban (Garhiya) P.S. Case No. 84 of 2024.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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