

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57414 of 2024

Arising Out of PS. Case No.-302 Year-2024 Thana- MUFFASIL District- West Champaran

Manjar Alam @ Anna Son of Abdul Kalam @ Kalam Miyan R/V- Village-
Kalibag, Ward No. 13, P.S.- Bettiah Nagar, Distt.- West Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Aditya Nath Jha, Advocate
For the Opposite Party/s : Mr. Md. Fahimuddin, APP

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

ORAL ORDER

3 20-09-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in connection
with Bettiah Muffasil P.S. Case No. 302 of 2024 instituted for
the offence under Sections 399, 402 & 414 of the Indian Penal
Code and Sections 25(1-B)(a), 26 & 35 of the Arms Act.

3. Prosecution case in short is that on secret
information police party reached at the place of occurrence and
apprehended six accused persons. On search, there is recovery
of one loaded country made pistol from the possession of the
co-accused, namely, Himanshu Kumar, one country made
pistol and motorcycle from the possession of the co-accused,
namely, Sahebjaan, one bore magazine of pistol from the



possession of co-accused, namely, Bholi Mukhiya and one cartridge & motorcycle were recovered from co-accused, namely, Anand Kumar.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence as alleged against him and has falsely been implicated in the present case. It is submitted that petitioner was neither part of any group of goons nor he knows anything about the co-accused persons. Nothing has been recovered from the possession of the petitioner. Petitioner has neither concern with the recovered arms, nor concern with the motorcycle. There is no compliance of Section 100 of the Cr.P.C. It is lastly submitted that charge sheet has been submitted in this case.

5. On the other hand, learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the rival submissions made by the learned counsel for the parties, let the petitioner above-named, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount



each to the satisfaction of the learned court below where the case is pending/successor court in connection with Bettiah Muffasil P.S. Case No. 302 of 2024, subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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