

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.59630 of 2024

Arising Out of PS. Case No.-729 Year-2023 Thana- TAJPUR District- Samastipur

Md. Shamshad Alam Son of Aas Mohammad @ Aash Mohammad Resident
of Village - Madhopur Susta Near Kabristan, Police Station - Maniyari,
District - Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Lakshmindra Kumar Yadav

For the Opposite Party/s : Mr.Uday Chand Prasad

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

2 28-08-2024 Heard the learned counsel for the petitioner as well
as the learned Additional Public Prosecutor for the State.

2. The petitioner is seeking regular bail in connection
with Tajpur P.S. Case No. 729 of 2023 for the offences
punishable under Sections 25(1-B)a, 26/35 of the Arms Act.

3. As per allegation, on a secret information, the
informant along with police personnel reached the place of
occurrence. The petitioner along with two accused persons tried
to flee away after seeing the police party, but he was
apprehended. On search, one loaded country-made pistol as
well as one live cartridges was recovered from possession of the
petitioner.

4. The learned counsel for the petitioner has submitted
that the petitioner is innocent and has falsely been implicated in



this case. He has further submitted that no incriminating article was recovered from possession of the petitioner. The petitioner is a person of clean antecedent and is under custody since 13.12.2023.

5. On the other hand, the learned APP for the State has opposed the prayer for bail.

6. Considering the above-mentioned facts and circumstances especially the clean antecedent and period of incarceration, let the petitioner above-named be released on bail on furnishing bail bonds of Rs.10,000/- (ten thousand rupees) with two sureties of the like amount each to the satisfaction of learned ACJM-Ist, Samastipur in connection with Tajpur P.S. Case No. 729 of 2023, subject to the condition that the petitioner shall cooperate in the disposal of trial and make himself available as and when required by the court.

(Nawneet Kumar Pandey, J)

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