

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.86038 of 2023

Arising Out of PS. Case No.-435 Year-2023 Thana- PHULPARAS District- Madhubani

Pramod Kumar @ Pramod Yadav @ Pramod Kumar Yadav S/O Bhedi Lal
Yadav R/O Village- Dudhaila, P.S- Andramanth, Distt.- Madhubani.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Jitendra Bharti

For the Opposite Party/s : Mr.Md. Ataur Rahman

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 11-01-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for regular bail in a case
instituted for the offence under Sections 399, 402 of the Indian
Penal Code and Sections 25(1-b)a, 26 and 35 of the Arms Act.

3. As per prosecution case, on receiving secret
information that some miscreants are assembled and planned to
commit a crime, thereafter the police party reached there and
there has been recovery of one live cartridge and one mobile
from the possession of the petitioner.

4. It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. He has
committed no offence. Petitioner was apprehended on spot. The
petitioner has no concern with the alleged seized articles, which



was seized by the police. Only on the basis of suspicion and due to his criminal antecedents, petitioner has implicated in the present case by the police. He further submitted that the other co-accused has already been granted bail by a Co-ordinate Bench vide order dated 20.12.2023 passed in Cr. Misc. No. 80509 of 2023. He is languishing in judicial custody since 22.08.2023.

5. The application for bail is opposed by learned APP for the State.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as period of custody, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Additional Chief Judicial Magistrate-II, Jhanjharpur in connection with Phulparas P.S. Case No. 435 of 2023.

(Sunil Kumar Panwar, J)

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