

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34323 of 2025

Arising Out of PS. Case No.-147 Year-2024 Thana- BAISI District- Purnia

Nurshed Alam @ Noorshid Son of Anwarul @ Anwarul Haque Resident of
Village - Daitan Simaliya, P.S.- Baisi, District - Purnea.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Satya Prakash Sinha, Advocate

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

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 03-06-2025 Heard Learned Counsel for the petitioner and
Learned APP for the State.

2. The present criminal miscellaneous application has been filed under Sections 483 and 484 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (hereinafter referred to as ‘the BNSS, 2023’) for grant of regular bail to the petitioner who is in custody in connection with Baisi P.S. Case No. 147 of 2024, lodged on 12.06.2024, under Sections 395/397 of the Indian Penal Code and under Section 27 of the Arms Act.

3. As per the prosecution, FIR has been lodged against 20 unknown accused persons including the present petitioner against whom there is allegation of dacoity and firing.

4. Learned Counsel for the petitioner submits that the petitioner is innocent and has committed no offence. Counsel



submits that till date petitioner has not been put on Test Identification Parade. Counsel further submits that no incriminating article has been recovered from the possession of the petitioner. Petitioner is in custody since 03.01.2025. Counsel submits that the criminal antecedent of the petitioner is not clean and there is three criminal cases pending against him. Counsel further submits that petitioner is ready to fulfill all the conditions whatsoever shall be imposed upon him.

5. Learned APP for the State opposes the prayer for bail of the petitioner and submits that from the record it transpires that there are three criminal antecedents of similar nature pending against the petitioner.

6. Considering the criminal antecedent of the petitioner, this Court is not inclined to grant bail to the petitioner. Hence, the prayer for regular bail of the petitioner is hereby refused. However, liberty is granted to the petitioner that he may renew his prayer for bail after framing of the charge.

(Dr. Anshuman, J)

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