

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.70332 of 2025

Arising Out of PS. Case No.-129 Year-2021 Thana- SULTANGANJ District- Patna

Md. Niyaz Ahmad Khan @ Neyaj @ Md. Niyaz @ Md. Neyaz Khan @ Md. Neyaj Ahmad Khan S/o Badru Miyan R/o Mohalla- Mandai, P.S.- Sultanganj, District- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Raj Krishna Jha, Advocate
For the Opposite Party/s : Mr. Syed Mojibur Rahman, APP

CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND MALVIYA

ORAL ORDER

2 08-10-2025 Heard learned counsel for the petitioner and learned APP for the State.

2. The petitioner is in custody in connection with Sultanganj P.S Case No. 129 of 2021 registered for the offences punishable under Sections 147, 148, 149, 447, 354(A), 307, 386 and 506 of the I.P.C and 27 of the Arms Act.

3. As per prosecution case, petitioner along with co-accused have killed the husband of the informant and also misfired bullet on the informant.

4. Learned counsel for the petitioner submits that petitioner has falsely been implicated in this case. It is



further submitted that nothing is mentioned about demand of extortion in FIR in-spite of that Section 386 of the I.P.C added in this case. It is also submitted that petitioner is in judicial custody since 27.02.2025

5. However, learned APP for the State oppose the prayer for regular bail of the petitioner.

6. On perusal of the FIR, impugned order and materials available on reocrd, it appears that Co-accused has already granted anticipatory bail by the Co-ordinate Bench of this Court in Cr. Misc. No. 53037 of 2025 *vide* order dated 13.08.2025. Investigation of this case is already concluded accordingly chargesheet submitted. No injury is caused upon the body of the informant.

7. Considering the aforesaid facts and circumstances of the case and submissions made on behalf of the petitioner, let the above named petitioner be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned SDJM, Patna City in connection with Sultanganj P.S Case No. 129 of 2021, subject to the condition that petitioner shall physically present each and



every date fixed by the Trial Court till conclusion of the trial and on his absence Trial Court is at liberty to cancel his bail bond.

(Ramesh Chand Malviya, J)

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