

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.87472 of 2024

Arising Out of PS. Case No.-326 Year-2024 Thana- MAJORGANJ District- Sitamarhi

Suman Kumar Son of Sanjay Singh Resident of Village- Kowari Madan, P.S.-
Mejorganj, District - Sitamarhi

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. N.K. Agrawal, Sr. Adv. Mr.Ashok Kumar Jha, Adv. Mr. Kumar Rajdeep, Adv.
For the Opposite Party/s :		Mr.Pushpa Sinha, APP

**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

2 18-02-2025 Heard learned counsel for the petitioner and learned
A.P.P for the State.

2. The petitioner has preferred this application for grant of regular bail in connection with Mejorganj P.S. Case No. 326 of 2024 dated 04.10.2024 registered for the offences punishable u/ss 317(5), 316(2), 318(3), 318(4), 323, 319(2) read with Section 3(5) of the B.N.S., Section 25(1-B)(a), 26 and 35 of the Arms Act and Section 13 of the FEMA Act.

3. As per the prosecution case, on 04.10.2024, during the patrolling duty, on secret information, the petitioner and the co-accused persons are indulged in business of doubling the currency have gone to Sitamarhi by Scorpio vehicle. On the said



information, the said vehicle was indicated to stop and on seeing the police party, the persons boarded on the vehicle started fleeing away but three accused persons including the petitioner were apprehended and the other accused persons managed to flee away. On search, 100 pieces each of one thousand Nepali currency was recovered from the possession of the petitioner. A loaded country made pistol with live cartridges were recovered from the possession of the co-accused, Rohit Kumar. It is further alleged that the petitioner and the co-accused person disclosed that the Nepali currency and arms & ammunition were given to them by the accused, Md. Sattar who is indulged in doubling of currency. The accused person disclosed that the Nepali female is liner who was arrested from the hotel at Sitamarhi, on identification of the apprehended accused, who disclosed her name as Neela Nupane resident of Nepal. She also disclosed that the accused Md. Sattar, Md. Aslam, Suman Kumar (petitioner) and Rohit Kumar had cheated Rs. Six lakhs from her. They all are indulged in doubling of Nepali currency.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. It is further submitted that the village of the petitioner is at the border of Nepal and the petitioner used to purchase



fertilizer for agriculture purpose and for the said purpose, the amount has been kept by him and the same is not fake and the value of the amount is Rs. 65,000/-. Learned counsel has further submitted that the petitioner was never involved in any such activity and he has no concern with the allegation of doubling of money. Nothing has been recovered from the conscious possession of the petitioner. The petitioner has clean antecedent as stated in para 3 of the bail petition. The petitioner is in custody since 06.10.2024.

5. Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner.

6. Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, Sitamarhi in connection with Mejorganj P.S. Case No. 326 of 2024 with the condition :-

(i) One of the bailors must be a local resident within the jurisdiction of the learned court concerned.

(ii) The petitioner is directed to remain physically present before the learned Court below on each and every date, failing which on two consecutive dates without reasonable cause, the bail bond of



the petitioner is liable to be cancelled.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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