IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56184 of 2026

CNR No. BRHC010803752026

Arising Out of PS. Case No.-51 Year-2025 Thana- BALIGAON District- Vaishali

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Md. Imteyaj @ Imtiyaj, S/O Md. Mustafa @ Buttan, R/O Village- Kabadih, P.S.- Baligaon, District- Vaishali.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr.Dilip Kumar Roy, Advocate
For the Opposite Party/s : Mr.Ajay Kumar Jha, APP

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA

ORAL ORDER

6 27-10-2026 Heard learned counsel for the petitioner and learned APP for the State.

2. In the present case, the petitioner seeks bail in connection with Baligaon P.S. Case No. 51 of 2025, registered for the offences under Sections 317(5), 310(4), 310(5) of the BNS and Sections 25(1-b)a/26/35 of Arms Act.

3. As per prosecution case, during checking of vehicles, informant got a tip off about assembly of miscreants in a burial ground making plan of dacoity. A raid was conducted and four miscreants were apprehended, who disclosed the name of the petitioner, who fled away from the spot when the raid was being conducted. From search of the co-accused persons, firearms and ammunition were recovered.

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4. Learned counsel appearing on behalf of the petitioner submits that the petitioner is innocent and has been falsely implicated in this case. Nothing incriminating has been recovered from the person/possession of the petitioner. The petitioner has been named in this case on the basis of confessional statement of co-accused persons and there is no material to show the complicity of the petitioner in the whole occurrence. The petitioner has been made accused in this case due to his criminal antecedents as the petitioner is having antecedents of ten cases and he is on bail in all these cases. The petitioner is in custody since 04.05.2026. Charge sheet has been submitted.

5. Learned APP appearing for the State opposes the submission made on behalf of the petitioner.

6. Having regard to the fact and circumstances and submission made on behalf of the parties and considering the fact that no recovery has been shown from the petitioner and further considering the period of custody of the petitioner and submission of charge sheet, the petitioner is directed to be released on bail, on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand Only) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate 1st

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Class, Vaishali at Hajipur/concerned court, in connection with Baligaon P.S. Case No. 51 of 2025, subject to the condition laid down under Section 480(3) of the BNSS and other following conditions:

(i) One of the bailors will be a close relative of the petitioner.

(ii) The petitioner will remain present on each and every date fixed by the court below, if so required by the learned trial court.

(iii) In case of absence on three consecutive dates or in violation of the terms of the bail, the bail bond of the petitioner will be liable to be cancelled by the court concerned.

(Arun Kumar Jha, J)

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