IN THE HIGH COURT OF JUDICATURE AT PATNA

CRIMINAL MISCELLANEOUS No.46213 of 2022
Arising Out of PS. Case No.-129 Year-2022 Thana- AKBARPUR District- Nawada

MD. IMTEYAJ S/o Md. Kasim Resident of Village- Hajratganj Khanka Gal No.11, P.S Kasim Bazar, District- Munger.
Versus The State of Bihar
Opposite Party/
with CRIMINAL MISCELLANEOUS No. 45233 of 2022 Arising Out of PS. Case No129 Year-2022 Thana- AKBARPUR District- Nawada
Mister @ Md. Alamgir Ansari Son Of Khurshid Alam R/O Village- Takiyapar P.S Bundelkhand, District- Nawada
Petitioner/ Versus The State Of Bihar
Opposite Party/
with CRIMINAL MISCELLANEOUS No. 54998 of 2022 Arising Out of PS. Case No129 Year-2022 Thana- AKBARPUR District- Nawada
MD. ENUL @ MD. CHHOTU @ CHHOTU SON OF LATE ALLAUDDIN Resident of Village- Bhadauni Sharif, P.S Nawadah, District- Nawadah
Petitioner/ Versus The State of Bihar
Opposite Party/
with CRIMINAL MISCELLANEOUS No. 68413 of 2022 Arising Out of PS. Case No129 Year-2022 Thana- AKBARPUR District- Nawada
Md. Shahabuddin Son Of Late Md. Fakhruddin R/O Village- Mirzapu Bardah, P.S Mufassil, Distt Munger, Bihar
Petitioner/ Versus The State Of Bihar
Opposite Party/



Appearance:

(In CRIMINAL MISCELLANEOUS No. 46213 of 2022)

For the Petitioner/s : Mr. Rama Kant Jha, Advocate For the Opposite Party/s : Mr. Shyam Kumar Singh, APP

(In CRIMINAL MISCELLANEOUS No. 45233 of 2022)

For the Petitioner/s : Mr. Vibhuti Ranjan Sonvadra, Advocate

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

(In CRIMINAL MISCELLANEOUS No. 54998 of 2022)

For the Petitioner/s : Mr. Ranjan Kumar Dubey, Advocate For the Opposite Party/s : Mr. Dr.Mrityunjaya Kr. Gautam, APP

(In CRIMINAL MISCELLANEOUS No. 68413 of 2022)

For the Petitioner/s : Mr. Fakhruddin Ali Ahmad, Advocate

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

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR ORAL ORDER

3 11-01-2023 All the Cr. Misc. Cases are being heard together and disposed of.

Heard learned counsel for the petitioners, learned APP for the State and perused the case diary.

The petitioners are in custody in a case registered for the offence punishable under Sections 25(1-a), 25(1-aa), 25(1-ac), 25(1-b) a, 26 and 35 of the Arms Act.

Allegation against petitioner, namely, Md. Imteyaj in Cr. Misc. No. 46213 of 2022 and petitioner, namely, Md. Shahabuddin in Cr. Misc. No. 68413 of 2022 is that while the police was making raid in a house with respect to recovery of some arms and ammunition, they started fleeing away and arrested by the police and on interrogation they disclosed their involvement in the said offence; from petitioner, namely, Mister @ Md. Alamgir Ansari in Cr. Misc. No.45233 of 2022 there is recovery of one country made pistol along with eight pieces of cartridges, one passion pro-motorcycle and one mobile and from petitioner, namely, Md. Enul @ Md. Chhotu @ Chhotu in Cr. Misc. No. 54998 of 2022 one country made pistol



along with nine pieces of cartridges.

Learned counsel for the petitioners submits that petitioners have falsely been implicated in this case. He further submits that the petitioners have no concern with the seized articles and nothing has been recovered from their conscious possession and the petitioners had no concern with the gun factory. Petitioners of above Cr. Misc. cases are in custody since 30.03.2022, 29.03.2022, 29.03.2022 and 31.03.2022 respectively.

Learned APP appearing for the State has opposed the prayer for regular bail and submitted that there is recovery of arms and ammunition in this case.

Having heard learned counsel for the parties and considering the facts and circumstances of the case, this Court is inclined to enlarge the petitioner on bail. The above named petitioners are directed to be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned CJM, Nawada in connection with Akbarpur P.S. Case No. 129 of 2022.

(Sunil Kumar Panwar, J)

Brajesh Kumar/-

