

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.39837 of 2015

Arising Out of PS.Case No. -113 Year- 2015 Thana -KHAIRA District- JAMUI

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Mantu Yadav. S/O Mahabir Yadav, Resident of village- Jheetti, Police
Station- Khaira, Distt. Jamui

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vijay Kumar

For the Opposite Party/s : Mr. T.P.Mandal(App)

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 01-10-2015 Heard learned counsel for the petitioner and the State.

The petitioner is apprehending his arrest in a case
instituted under Sections 25(1-b) A, 26 and 35 of the Arms Act
and 16, 17, 18, 19, 20, 21 and 22 of U.A.P. Act.

Allegation is that co-accused Guddu Yadav was arrested
for keeping illegal arms in his house and on his confession
petitioner was also arrested.

It has been submitted on behalf of the petitioner that he
has no criminal antecedent. He has been made accused due to
mistake of fact. Except confessional statement of the co-accused,
there is no other material against him.

On behalf of the State, it is submitted that the case has
been instituted for offence under the U.A.P. Act.

Considering the aforesaid facts and circumstances, I am
not inclined to grant anticipatory bail to the petitioner, same is
rejected.

Any how if petitioner surrenders in the court below

(learned C.J.M., Jamui, in Khaira P.S. Case no. 113 of 2015) and prays for regular bail, same shall be considered and disposed of preferably on the same day on its own merit without being prejudiced by this order.

(Sudhir Singh, J)

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