

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.42356 of 2015**

Arising Out of PS.Case No. -49 Year- 2015 Thana -PASRAHA District- KHAGARIA

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Banti Kumar Singh @ Dhirendra Kumar Singh son of Fuleshwar Prasad Singh, resident of Village- Pasraha, P.S.- Pasraha, District- Khagaria.

.... .... Petitioner

Versus

The State of Bihar

.... .... Opposite Party

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**Appearance :**

For the Petitioner : Mr. Ranjeet Kumar Singh

For the Opposite Party : Mr. Yogendra Kumar(App)

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**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**  
**ORAL ORDER**

3      04-11-2015                      Heard the counsel for the petitioner and counsel for the State.

The petitioner is languishing in jail since 29.04.2015 in a case instituted under Sections 25(1-b)/A/26/27 and 35 of the Arms Act.

As per prosecution case, it is a case of recovery of some arms and ammunition from the possession of the accused persons.

It has been submitted on behalf of the petitioner that the petitioner is in custody since 29.04.2015. Chargesheet has been submitted in the case. Petitioner has got no criminal antecedent. There is no allegation of tampering of evidence against the petitioner. As per prosecution case, one country made

pistol and two live cartridges are said to have been recovered from the possession of the petitioner. No compliance of Section 100 of the Cr.P.C. has been made.

On behalf of the State, it has been submitted that the petitioner is named in the FIR.

Considering the aforesaid facts and circumstances, let the above named petitioner be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Shri Prakash, Judicial Magistrate, Ist Class, Khagaria in connection with Pasraha P.S.Case No.49 of 2015, G.R.No.1090 of 2015.

**(Sudhir Singh, J)**

B.Kr./-

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