

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.39766 of 2015

Arising Out of PS.Case No. -58 Year- 2015 Thana -PATAHI District-
EASTCHAMPARAN(MOTIHARI)

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Sohan Sah, aged about- 30 years, S/o-Sri Paras Sah, Resident of Village-
Bela Baiju, P.S. Patahi, District- East Champaran

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rakesh Kumar

For the Opposite Party/s : Mr. Satyendra Narayan Singh(APP)

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 14-10-2015 Heard learned counsel for the petitioner and
learned Additional Public Prosecutor for the State.

The petitioner is languishing in custody since
26.4.2015 in connection with Patahi P.S. Case No. 58 of 2015 for
the offences under Sections 25(1-B)a/26 of the Arms Act.

The prosecution case, in brief, is that the
informant S.I. Shashi Bhusan Kumar, SHO Patahi P.S. has given
his self statement alleging that on 25.4.2015 he along with his
police party reached at Bela Baiju village in connection with
Patahi P.S. Case No. 132/2013, he got information that the
petitioner was drinking liquor with one Ganesh Mehta and on this
information the informant along with his police party reached
there and seeing the police force the petitioner tried to flee away.

He was chased and apprehended and from his possession a loaded pistol and cartridges were recovered.

The petitioner is in custody since 26.4.2015 and the charge sheet has been submitted in the case. There is no allegation of tampering with the evidence against the petitioner. As per the prosecution case one country made pistol along with four live cartridges are said to have been recovered. The said recovery is denied by the petitioner. It is further submitted that the petitioner may be released after completion of six months from 26.4.2015.

On behalf of the State it is stated that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, it is directed that the petitioner above named, be released on bail after completion of six months from 26.4.2015 on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, East Champaran at Motihari in connection with Patahi P.S. Case No. 58 of 2015.

(Sudhir Singh, J)

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