

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.19346 of 2016

Arising Out of PS.Case No. -73 Year- 2014 Thana -KIHIRI MORE District- PATNA

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Musafir Khan @ Arman Khan son of Late Kazim Khan

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Mahboob Ashraf, Advocate

For the Opposite Party/s : Mr. Chandra Bhushan Prasad(App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

3 12-05-2016

Heard learned counsels for the petitioner and the State.

The petitioner is apprehending arrest in a case registered for the offences punishable under Sections 25(1-B)a and 26 of the Arms Act.

Prosecution case is that on secret information from the premises of the house of the petitioner country made pistol and eight cartridges were recovered.

It is submitted by learned counsel for the petitioner that the recovery cannot be treated from the possession of the petitioner as the petitioner resides outside the State and recovery has been made from the open area adjoining to the house of the petitioner. A statement has been made in paragraph 3 of the petition that the petitioner has no criminal antecedent.

The aforesaid facts constitute ground for consideration of prayer for regular bail.

Let the learned Court below consider the prayer for regular bail of the petitioner, if the petitioner surrenders within a period of six weeks in connection with Khirimore P.S. Case No.73/2014, pending before the learned Judicial Magistrate, 1st Class, Danapur.

With the above observation, this application is, accordingly, disposed off.

(Dinesh Kumar Singh, J)

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