

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.28594 of 2016

Arising Out of PS.Case No. -116 Year- 2016 Thana -JAHANABAD District- JEHANABAD

Ashwini Kumar Son of Sudhansu Yadav, Resident of village- Naya Tola,
Jurabganj, P.S.- Kordha, District- Katihar

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

Appearance :

For the Petitioner/s : Mr. Uma Shankar Prasad Singh, Advocate
For the Opposite Party/s : Mr. Md. Nazir Ansari

CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

2 18-07-2016 Heard learned counsel for the petitioner as well as
learned Additional Public Prosecutor for the State.

Petitioner seeks bail in a case registered under Section
25(1-b)a 26 and 35 of the Arms Act.

Petitioner and co-accused Hanis Kumar were caught
by the villagers while they were trying to flee after snatching
Rs.2,00,000/- and odd kept in a bag from one Sanjay Yadav and
subsequently, they were handed over to police. The police
searched the petitioner and other accused and it is said that one
country made loaded pistol and one mobile were recovered from
conscious possession of the petitioner. For recovery of fire arm,
present case was lodged for the offences of Arms Act whereas for
snatching of the money, a separate case was registered.

Learned counsel for the petitioner submits that except the present case as well as the case registered for so-called loot, petitioner does not have any criminal antecedent and as a matter of fact, nothing was recovered from conscious possession of the petitioner and he was caught on mere suspicion.

Considering the aforesaid facts and circumstances as well as submissions of the parties, let the petitioner above named 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 C.J.M., Jehanabad in connection with Jehanabad P.S. Case No.116 of 2016.

(Hemant Kumar Srivastava, J)

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