

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.47194 of 2016

Arising Out of PS.Case No. -63 Year- 2016 Thana -SARAI District- VAISHALI(HAJIPUR)

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Vishwajeet Kumar, Son of Ramji Prasad Gupta

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Dr. Anand Kumar

For the Opposite Party/s : Mr. Nagendra Prasad

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

2 28-10-2016

Heard learned counsel for the petitioner as well as
learned Additional Public Prosecutor for the State.

Petitioner seeks bail in a case registered for the
offences punishable under Sections 25(1-b)A, 26 of the Arms Act.

One country made pistol and live cartridge are said
to have been recovered from conscious possession of the petitioner
and apart from this, 25 live cartridges were recovered from the
dickky of motorcycle and similarly, firearms and cartridges were
recovered from conscious possession of co-accused.

Submission on behalf of the petitioner is that the
cousin brother of the petitioner was contesting election and the
opponent of his cousin brother got implicated the petitioner in the
present case. It is further submitted that F.I.R. reflects that when
petitioner and his associate were arrested by the police, they

disclosed that the arms and cartridges belonged to one Ram Ekbal Rai, who had given the said arms and ammunitions to them. Moreover, petitioner is in jail custody since 19.05.2016 and the investigation against him appears to have already been completed.

Considering the aforesaid facts and circumstances as well as submissions of the parties, let the petitioner be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of Sri Neeraj Kumar, Additional Chief Judicial Magistrate, Vaishali at Hajipur in connection with Sarai P.S. Case No. 63 of 2016.

(Hemant Kumar Srivastava, J)

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