

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.11025 of 2016

Arising Out of PS.Case No. -177 Year- 2015 Thana -BARUN District- AURANGABAD

Surendra Paswan S/o Late Munarik Paswan, R/o Village- Keshopur, P.s.-
Barun, District- Aurangabad

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

Appearance :

For the Petitioner : Mr. Awadhesh Kumar, Advocate
For the Opposite Party : Mr. Durgesh Nandan, APP

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 18-04-2016 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner is apprehending his arrest in connection
with Barun P.S. Case No. 177 of 2015 pending in the Court of
CJM, Aurangabad for the offences instituted under Sections
25(1)a, 26(2) and 35 of the Arms Act.

As per the 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 has falsely been implicated in the present case. There is
no recovery from the conscious possession of this petitioner.
Petitioner has been named by the co-accused and except for that,

there is no other substantive material to show the implication of the petitioner in the present case.

On behalf of the State, it has been submitted that the petitioner is named in the FIR and was involved in manufacturing of illegal arms.

Considering the aforesaid facts and circumstances of the case, I am not inclined to release the above named petitioner on anticipatory bail, the same is rejected.

Anyhow, if the petitioner surrenders in the court below within a period of four weeks, the same shall be considered on its own merit without being prejudiced by this order.

(Sudhir Singh, J)

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