

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.28286 of 2016

Arising Out of PS.Case No. -15 Year- 2016 Thana -ATRI District- GAYA

=====

1. Naresh Yadav S/o Raj Nandan Yadav @ Mohan Yadav
2. Rajnandan Yadav @ Mohan Yadav S/o Late Rampati Yadav Both are
the residents of village - Dhusari, Police Station Atari, Distt. - Gaya

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Prabhu Narayan Sharma

For the Opposite Party/s : Mr. Sri Arun Kumar

=====

CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

3 27-09-2016 Heard learned counsel for the petitioners as well as

learned Additional Public Prosecutor for the State.

Petitioners seek bail in a case registered under

Sections-25(i-b)a/26/35 of the Arms Act.

One country-made rifle and three live cartridges are
said to have been recovered from possession of petitioner No. 1
and similarly, one country-made three nut and two live cartridges
are said to have been recovered from possession of petitioner No.
2. Some other accused were also caught from house of the
petitioner and fire-arms were recovered from their possession but
the first information report goes to show that when police party
reached at the house of the petitioner no. 2 and arrested the

petitioners and others, a mob had encircled the house of petitioners on the pretext that one murderer had taken shelter in the house of the petitioner no. 2.

Learned counsel for the petitioners submits that nothing had been recovered from conscious possession of the petitioners and as a matter of fact, police implicated the petitioners in this false case on the pressure of the mob and moreover, co-accused, Rakesh Yadav having more or less similar allegation, has already been granted privilege of bail by this court whereas; petitioners are in jail custody since 22-01-2016.

Considering the above-said facts and circumstances of the case as well as submission of the parties, let the petitioners named above, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each in connection with Atri P.S. Case No. 15 of 2016 to the satisfaction of learned Additional Chief Judicial Magistrate, Gaya.

(Hemant Kumar Srivastava, J)

A.K.V./-

U		T	
---	--	---	--