

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.23442 of 2017

Arising Out of PS.Case No. -19 Year- 2017 Thana -KOILWAR District- BHOJPUR

=====

Bittu Kumar Tiwary, son of Manoj Tiwary, resident of Village- Barishwan,
P.S.- Shahpur, District- Bhojpur.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

=====

Appearance :

For the Petitioner : Mr. Ashok Kumar Singh, Advocate

For the Opposite Party : Mr. Zainul Abedin, APP

=====

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 24-05-2017 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner is languishing in custody since 08.02.2017
in connection with Koilwar P.S. Case No. 19 of 2017 for the
offences instituted under Sections 25(1-b)a, 26 and 35 of the Arms
Act.

The prosecution story, in brief, is that during the course
of checking of vehicle, co-accused Raju Kumar Yadav, this
petitioner and others were arrested and on search from possession
of Raju Kumar Yadav, one country made pistol alongwith three
cartridges were recovered. He did not show any paper. Thereafter
Raju Kumar Yadav and this petitioner were taken into custody and
sent to jail.



It has been submitted on behalf of the petitioner that the petitioner is in custody since 08.02.2017 and the charge sheet has been submitted in the present case. There is no allegation of tampering of the witnesses alleged against the petitioner. No arms is said to have been recovered from possession of the petitioner. The arms is said to have been recovered from possession of other co-accused Raju Kumar Yadav. Raju Kumar Yadav has already been granted bail by another co-ordinate Bench of this Court vide Cr. Misc. No. 18581 of 2017 dated 04.05.2017.

On behalf of the State, it has been submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, 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 the learned C.J.M., Bhojpur at Arrah in connection with Koilwar P.S. Case No. 19/2017.

(Sudhir Singh, J)

U.K./-

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

