

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.25440 of 2017

Arising Out of PS.Case No. -310 Year- 2016 Thana -MASAURHI District- PATNA

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Dilip Kumar @ Raja Son of Dinanath Yadav, Resident of Village-
Bairichak, P.S. Masaurhi, District-Patna.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Satish Chandra, Advocate
For the Opposite Party/s : Mr. Parmeshwar Mehta, APP

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CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

3 03-07-2017 Learned counsel for the petitioner is permitted to

make correction in paragraph 11 of this application stating the

period of custody.

Heard learned counsel for the petitioner and the

learned A.P.P. for the State.

Petitioner is languishing in judicial custody since

02.07.2016 in connection with Masaurhi P.S. Case No. 310 of

2016 registered for the offences punishable under Sections

25(1-b) a, 26 of the Arms Act.

The prosecution case, as lodged by the police

personnel, is that on secret tip-off that some criminals, who are

accused in Masaurhi P.S. Case No. 307 of 2016, are moving

near S.D.O. office, they went to the place of occurrence and



found that one person seeing the police party started fleeing away, but he was apprehended and from his possession one country made pistol and two live cartridges were recovered. Accordingly, seizure-list was prepared.

It has been submitted by the learned counsel for the petitioner that he is innocent and has been falsely implicated in the aforesaid case on the basis of suspicion. He submits that charge-sheet has already been submitted and considering the period of custody, sympathetic view may be taken.

However, learned A.P.P. for the State opposes the prayer for bail stating therein that the as many as three criminal cases are pending against the petitioner, some under the Arms Act also.

Considering the facts and circumstances and the materials on record, let the petitioner above named be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. Ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Sub-Divisional Judicial Magistrate, Masaurhi, Patna in connection with Masaurhi P.S. Case No. 310 of 2016, subject to the condition that one of the bailors would be a close relative of the petitioner, who must have



sufficient immovable properties within the territorial jurisdiction of the concerned P.S./ Court and shall file affidavit showing relation with the petitioner.

(Nilu Agrawal, J.)

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