

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.57538 of 2017

Arising Out of PS.Case No. -68 Year- 2017 Thana -MARKAHI District- KHAGARIA

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Tejo Yadav S/o Late Dashrath Yadav, R/o Village- Amni, P.S.- Mansi,
District- Khagaria.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Shekhar Kumar Singh

For the Opposite Party/s : Mr. Sri Sunil Kumar Pandey

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR
ORAL ORDER

2 12-12-2017 Heard learned counsel for the petitioner as well as

learned APP for the State.

Petitioner, already in custody, seeks bail in connection
with Morkahi P.S. Case No.68 of 2017, registered under Sections
25(1-b) a, 26 of the Arms Act.

Allegation in brief is that police apprehended the
petitioner and recovered a country made pistol and four live
cartridges from his possession.

Learned counsel for the petitioner submits that seizure
list shows no recovery of arms from possession of the petitioner
rather only place is mentioned. It is also submitted that though
eight criminal antecedents are against the petitioner but they are
all due to political rivalry and same person has instituted all the
cases.



However, there is specific allegation of recovery of illegal fire arms and four live cartridges from possession of the petitioner and the petitioner has got a large number of criminal antecedents.

Having considered the recovery of fire-arms and live cartridges as also large number of criminal antecedents against the petitioner, the Court is not inclined to grant bail at this stage to the petitioner. The prayer of bail of the petitioner is rejected in connection with Morkahi P.S. Case No.68 of 2017, pending in the court of learned S.D.J.M., Khagaria.

The trial court is directed to expedite the trial and preferably conclude the same within six months after framing of the charge.

Let a copy of this order be sent to the Superintendent of Police, Khagaria for ensuring presence of the witnesses for conclusion of the trial within the stipulated period.

(Arun Kumar, J.)

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