

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.36334 of 2018

Arising Out of PS.Case No. -2 Year- 2018 Thana -GORIAKOTHI District- SIWAN

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1. Kashim Ali @ Md. Kashim, Son of Late Shaikh Khush Mohammad,
Resident of Village- Musehri, Police Station- Jamo Bazar, District- Siwan.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Raghav Prasad

For the Opposite Party/s : Mr. Sri Akhileshwar Dayal

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CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL ORDER

3 06-07-2018

Heard the counsels for the parties.

The petitioner seeks bail in connection with Goreakothi
P.S. Case No. 02/2018 dated 07.01.2018 instituted for the offences
under Sections 414/34 of the Indian Penal Code read with Section
25(1-b)a, 26 and 35 of the Arms Act.

The petitioner was arrested with a motorcycle and country
made pistol by the Police Officer, who was on patrolling duty.

The learned counsel for the petitioner has submitted that
the motorcycle belongs to the petitioner and the registration of the
aforesaid vehicle stands in his name. So far as the provisions of
Arms Act are concerned, it has been submitted that because the
petitioner was wrongly arrested, it was shown by the informant that
he was in possession of a country made pistol. It has further been
submitted that the petitioner denies of having been caught with a



pistol in his possession. Earlier, the petitioner has been made accused in some other cases but in all the cases, he is on bail.

The petitioner is in custody since 08.01.2018.

Considering the aforesaid facts, the petitioner is directed to be released on bail on his furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Siwan in connection with Goreakothi P.S. Case No. 02/2018.

(Ashutosh Kumar, J.)

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