

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.43932 of 2018

Arising Out of PS.Case No. -409 Year- 2018 Thana -ARA NAWADA District- BHOJPUR

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Ranjan Kumar @ Ranjan Kumar Singh, S/o. Sudhar Singh, Resident of
Village- Salempur, P.S. Chandi, District- Bhojpur.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Mrigendra Pratap Singh

For the Opposite Party/s : Mr. Sri Ahtash Ali Khan

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL
ORAL ORDER

2 20-07-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case registered for the
offence punishable under Sections 25(1-b)a/26/35 of Arms Act
and Section 30(a) of the Bihar Prohibition and Excise Act, 2016.

Four live cartridges are said to have been recovered
from possession of the petitioner sitting in the Alto car and one
bottle beer kept in the car was seized.

It is submitted by learned counsel for the petitioner
that no incriminating article has been recovered from the
conscious physical possession of the petitioner. He has no concern
with the seized articles. He has been falsely implicated in the case
at the instance of his enemies by planting aforesaid recovery from
his possession. There is no compliance of 100 Cr.P.C. Though two



witnesses have been mentioned in the column of name and address of witness in the seizure list, but signature of both the aforesaid persons appears to have been made by one person as it is in one handwriting and pen. Moreover, without firearm, country made pistol is of no use. He has no criminal antecedent. He has been languishing in custody since 18.06.2018.

Considering the facts aforesaid, the above named petitioner is directed to be enlarged 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 4th A.D.J., Bhojpur at Ara in connection with Ara Nawada P.S. Case No. 409 of 2018 (Excise Case No. 989 of 2018).

(Prakash Chandra Jaiswal, J)

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