

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.49098 of 2018

Arising Out of PS.Case No. -34 Year- 2017 Thana -KAHALGAON District- BHAGALPUR

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1. Prahlad Sahni, Son of Late Natai Sahni, Resident of Mohalla- Kagji Tola,
Kahalgaon, P.S.- Kahalgaon, District- Bhagalpur.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Davendra Kumar Pandey, Advocate.

For the Opposite Party/s : Mr. Nawal Kishore Prasad, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 26-09-2018

Heard learned counsel for the petitioner and the State.

The petitioner seeks bail in Kahalgaon P.S. Case No.

34 of 2017 instituted for the offence under Sections 25(1-b)A and
26(1)(2) of the Arms Act.

Counsel for the petitioner submits that recovery is
alleged to have taken place from the house of petitioner. The
seizure list has been prepared but it does not bear signature either
of the petitioner or any of his family members. Counsel for the
petitioner further submits that no copy of seizure list was given to
the petitioner. The seized articles does not come in the category
of prohibited arms and, hence, no offence under Section 26(1)(2)
of Arms Act is made out against the petitioner.

Petitioner is said to be in custody since 31.10.2017.



Considering the aforesaid facts and circumstances of the case, prayer for bail of the petitioner is allowed. 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 learned Chief Judicial Magistrate, Bhagalpur, in connection with Kahalgaon P.S. Case No. 34 of 2017, subject to the condition that both the bailors will be the close relatives of the petitioner.

(Sanjay Priya, J)

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