

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.33556 of 2018**

Arising Out of PS. Case No.-151 Year-2018 Thana- FALKAHA District- Katihar

Mukesh Kumar Yadav S/o Late Maheshwari Prasad Yadav @ Maheshwari  
Yadav, R/o Vill.- Rahta, P.S.- Falka, District- Katihar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Bimal Kumar

For the Opposite Party/s : Mr. Sri Narendra Kumar Singh

**CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY**  
**ORAL ORDER**

3      09-07-2018                      Heard learned counsel for the petitioner and learned  
learned Additional Public Prosecutor for the State.

The petitioner is in custody in connection with Falka  
P.S. Case No. 151 of 2018 for the offenses under Sections 290 /  
34 IPC, Section 37(b) of the Bihar Prohibition & Excise Act,  
2016 and Sections 25(1-b) a, 26, 35 of the Arms Act.

Learned counsel for the petitioner submits that in the  
instant case the seizure list was not prepared in accordance with  
law. She further submits that seizure list was prepared by the  
informant and in the seizure list, which is part of the FIR, there  
is no mention that from whose possession the aforesaid arm was  
recovered. The petitioner is in custody since 2.5.2018.

Considering the aforesaid, let the petitioner, above  
named, be enlarged on bail after 17.07.2018 on furnishing bail



bond of Rs. 10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of the ADJ-II-cum-Special Judge (Excise), Katihar in connection with Falka P.S. Case No. 151 of 2018.

**(Anil Kumar Upadhyay, J)**

spandey/-

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