

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.63640 of 2017

Arising Out of PS. Case No.-471 Year-2017 Thana- BEGUSARAI MUFFASIL District-
Begusarai

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Rahul Kumar @ Lalu, Son of Krishna Singh @ Krishn Singh, resident of
Village- Iniyar, P.S. Mufassil (Lakho), District- Begusarai.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Md. Anis Akhtar, Advocate
For the Opposite Party/s : Mr. Nand Kishore Prasad, APP

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CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

3 12-02-2018 Heard learned counsel for the petitioner and

the learned A.P.P. for the State.

Petitioner is languishing in judicial custody
since 09.10.2017 in connection with Mufassil (Lakho)
P.S. Case No. 471 of 2017 registered for the offence
punishable under Sections 25(1-b)a and 26 of the Arms
Act.

The prosecution case, as lodged by the
police personnel, is that the petitioner was apprehended
by the police and on search, he was found to be in
possession of one loaded country made pistol and five
live cartridges. Accordingly, a seizure-list was prepared.



It has been submitted by the learned counsel for the petitioner that he is innocent, bears no criminal antecedent and no overt act has been alleged against him. He submits that charge-sheet has already been submitted and there is no allegation of tampering with the prosecution witnesses by the petitioner. In fact, because of being on inimical terms with the co-villagers, he has been falsely implicated in the present case.

However, learned A.P.P. for the State opposes the prayer for bail.

Considering the facts and circumstances and the materials on record, let the petitioner, named above, be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. Ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Begusarai in connection with Mufassil (Lakho) P.S. Case No. 471 of 2017, subject to the condition that:

- (1) Both the bailors would be close relative of the petitioner having sufficient immovable properties, who will file



affidavit stating their relationship
with the petitioner.

(Nilu Agrawal, J.)

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