

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.24600 of 2018

Arising Out of PS. Case No.-705 Year-2017 Thana- PHULWARI District- Patna

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Md. Parvez Alam @ Parvez Alam Son of Late Md. Abdul Hafizuddin,
Resident of Village-Gauragarh, Police Station-Bihar (Bihar Sharif), District-
Nalanda.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Devi Das Srivastava

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

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR
ORAL ORDER

2 26-04-2018 Heard learned counsel for the petitioner and the
learned APP for the State.

Petitioner, already in custody, seeks bail in connection
with Phulwari Sharif PS Case No.705 of 2017, registered under
Sections 25(1-B) a/26/35 of the Arms Act.

Allegation in brief is that a vehicle was intercepted by
the police and three persons boarding the vehicle started
escaping away but apprehended and 1350 cartridges of .315
bore were recovered from the said vehicle.

Learned counsel for the petitioner submits that the
recovery is not from conscious possession of the petitioner and
another person Krishna Prasad apprehended along with the
petitioner was granted bail by a co-ordinate Bench of this Court



vide Cr. Misc. No.17207 of 2018 on 29.03.2018; whereas the learned counsel appearing on behalf of the State submits that huge quantity of cartridges were recovered for supplying to some other person as stated by the petitioner in his confessional statement. Moreover, the case of the petitioner also stands on different footing to Krishna Prasad, who was granted bail because this petitioner has two criminal antecedents under the Arms Act.

Having considered such huge recovery of the illegal cartridges, the prayer of bail of the petitioner is rejected in connection with Phulwari Sharif PS Case No.705 of 2017, pending in the court of learned Sub Judge-XV-cum-Additional Chief Judicial Magistrate, Patna with a direction to the trial court to expedite the trial.

(Arun Kumar, J)

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