

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.30641 of 2018

Arising Out of PS.Case No. -54 Year- 2018 Thana -BRAHMPURA District- MUZAFFARPUR

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1. Raj Kishore Sahani @ Raj Kishore Shani S/o Ganesh Sahani, R/o Vill.-
Shekhpur, Akharaghat Dhab, P.S.- Ahiyapur, District- Muzaffarpur.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Chandra Shekhar Anand

For the Opposite Party/s : Mr. Sri Dinesh Singh

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 22-05-2018 Heard the parties.

The petitioner seeks regular bail in connection with
Brahmpura P.S. Case No. 54 of 2018 for the offences punishable
under Section(s) 356, 379, 411/34 of the Indian Penal Code and
Section(s) 25(1-b) a/26/35 of the Arms Act.

The allegation is regarding a tempo being apprehended and
from the dickey of the said tempo, a loaded country-made pistol
was recovered and as far as the petitioner is concerned, he is said
to be a co-passenger in the said tempo and a sum of Rs.7000/- was
recovered from the petitioner apart from recovery of sum of
Rs.8000/- from the co-accused persons namely, Rajesh Kumar

The learned counsel for the petitioner submits that the
petitioner is neither a driver nor the owner of the said tempo.



Hence, any recovery of arms from the dickey of the said tempo can by no stretch of imagination be attributed to the petitioner. It is further submitted that the petitioner has a clean antecedent and is languishing in custody since 25.02.2018.

Having regard to the facts and circumstances of the case, the petitioner, above named, is directed to be released on bail on furnishing bail bonds of Rs.10,000/- (rupees Ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Muzaffarur in connection with Brahmpura P.S. Case No. 54 of 2018.

(Mohit Kumar Shah, J)

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