

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.44655 of 2018

Arising Out of PS.Case No. -162 Year- 2018 Thana -HILSA District- NALANDA
(BIHARSHARIFF)

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1. Dharmraj Yadav @ Dharmraj Kumar, S/o Rameshwar Yadav, Resident
of Village-Chandausi, P.S.-Noor Sarai, District-Nalanda.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rajeev Kumar, Advocate

For the Opposite Party/s : Mr. Smt. Madhuri Lata, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 05-09-2018 Heard learned counsel for the petitioner and the

learned A.P.P. for the State.

The Petitioner seeks regular bail in connection with
Hilsa P.S. Case No. 162 of 2018, registered for offences
punishable under Sections 25 (1-b)a, 26 and 35 of Arms Act.

Allegation against the petitioner is of recovery of one
country made pistol and five cartridges from the possession of the
petitioner.

Submission of the learned counsel for the petitioner
is that the petitioner has been falsely implicated in this case and
nothing incriminating has been recovered from possession of the
petitioner rather it has been recovered from the tempo and
petitioner is an accused in three other cases in which in one case



he has been acquitted. It is further submitted that the petitioner is in judicial custody since 06.05.2018.

Heard learned A.P.P. also, who opposes the prayer for bail.

Having heard both sides and in view of the facts and circumstances, as stated above as well as there is criminal antecedent of the petitioner, I am not inclined to grant privilege of bail to the petitioner at this stage. However, once charge is framed against the petitioner, he shall be released on bail by learned Trial Court itself to his own satisfaction.

With the aforesaid observation, the instant petition is disposed of.

(Vinod Kumar Sinha, J)

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