

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7621 of 2019**

Arising Out of PS. Case No.-11 Year-2018 Thana- SAMHO District- Begusarai

Komal Singh, Son of Late Basuki Singh, resident of village - Purani Dih, P.S
– Sambho, District-Begusarai.

... .. Petitioner

Versus

The State of Bihar,

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Ram Sumiran Rai

For the Opposite Party/s : Mr.Kumar Veerendra Narayan

**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

3 03-05-2019 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner apprehends his arrest in connection
with Shamho P.S. Case no. 11 of 2018, registered under Section
25(1-b)a, 26 and 35 of the Arms Act.

The accusation is that in course of raid at the house
of petitioner Komal Singh, Anil Singh and Shaligram Singh in
connection with Shambo P.S. Case No. 10 of 2018 while they
were succeeded to flee, but on search in the wheat straw house
one big country made pistol loaded with one live cartridge was
recovered.

Learned counsel appearing on behalf of the
petitioner submits that it would appear from the F.I.R. that the
alleged loaded country made pistol has not recovered from the



residential house of the petitioner, rather, the same has been recovered from straw house, which is accessible to anyone. Further submission is that petitioner has falsely been implicated in this case at the instance of informant of Shamho P.S. Case No. 10 of 2018. Moreover, co-accused Anil Singh has already been granted privilege of pre-arrest bail by co-ordinate Bench of this Court on 03.01.2019 vide Criminal Miscellaneous No. 66767 of 2018.

Having regard to the facts and circumstances of the case, let the above named petitioner, be released on bail, in the event of his arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the S.D.J.M., Begusarai in connection with Shamho P.S. Case No. 11 of 2018, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Rajendra Kumar Mishra, J)

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