

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.7418 of 2019**

Arising Out of PS. Case No.-185 Year-2018 Thana- BANMANKHI District- Purnia

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NAWAL SHARMA @ NABAL KISHOR SHARMA, son of Late Narayan  
Sharma, Resident of Village - Dhima Mandir Tola, Ward No.-11, P.S.-  
Banmankhi, District- Purnea.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Chandra Shekhar Anand, Adv.

For the Opposite Party/s : Mr.Atul Chandra, APP

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**CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH**  
**ORAL ORDER**

2      08-02-2019                      Heard learned counsel for the petitioner and learned  
APP for the State.

The petitioner is languishing in custody since  
11.09.2018 in a case registered for the offence punishable  
under Sections 25(1-B)a, 26, 35 of the Arms Act.

The prosecution case got initiated on the basis of  
written report dated 10.09.2018 submitted by Anjani Kumar  
Singh to the Station House Officer, Banmankhi Police Station



is to the effect that on 09.09.2018 at 3.30 A.M., during patrolling, three persons were found travelling on a motorcycle. On signal to stop the vehicle given by the police, they tried to flee away from there, but were apprehended by the police. On frisking, from the possession of co-accused, Jai Krishna Kumar and Gunjan Sharma, a loaded country made pistol and a mobile phone were recovered, whereas from the possession of the petitioner, one mobile phone was recovered.

It is submitted by learned counsel for the petitioner that only on the basis of the suspicion, the petitioner was arrested and the investigation has already been concluded. A statement has been made in paragraph no.3 of the petition that the petitioner is not having any criminal antecedent.

Learned APP for the State submits that the petitioner was moving with the gang of the criminals from whom arm has been recovered.

Considering the nature of recovery from the petitioner and the investigation being concluded, coupled with statement made in paragraph no.3 of the petition that the petitioner is not having any criminal antecedent, let the above named petitioner be released on bail, on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like



amount each to the satisfaction of learned CJM, Purnea in  
connection with Banmankhi P.S. Case No. 185 of 2018.

**(Dinesh Kumar Singh, J)**

Ashwini/-

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