

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.13367 of 2019

Arising Out of PS. Case No.-247 Year-2018 Thana- DHAMDAHA District- Purnia

Viveka Singh, Son of Sri Nago Singh @ Nageshwar Singh, Resident of
Village- Kasamra, Ward No.5, P.S.- Dhamdaha, District- Purnea.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Amit Kumar Anand

For the Opposite Party/s : Mr. Mohammad Sufyan

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 07-03-2019 Heard leaned counsel for the petitioner and
learned APP for the State.

The petitioner is languishing in custody since
27.10.2018 in a case registered for the offences punishable
under Section 25(1-B)a, 26 and 35 of the Arms Act.

The prosecution case is that on 03.09.2018 at about
4.15 P.M., the informant received a secret information that the
petitioner in drunken state is threatening his brother.
Whereupon, a raid was laid and from the house of the petitioner,
one loaded pistol from beneath the bed and live cartridges were
recovered. Thereafter, another information was received by the
informant that co-accused Sarvesh Singh has kept the gun
belonging to the petitioner, whereupon, the house of co-accused
Sarvesh Singh was also raided and a country made gun was



recovered.

It is submitted by learned counsel for the petitioner that the recovery has been made from the joint family house of the petitioner and he has been roped in the present case only on the basis of suspicion.

Learned APP for the State submits that the petitioner is accused in six other cases.

Considering the fact that investigation has already been concluded, 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 **Dhamdaha P.S. Case No.247 of 2018**.

Since the petitioner is having serious criminal antecedent, learned court below will be at liberty to cancel the bail bonds of the petitioner, if he defaults for two consecutive occasions or gets involved in some serious nature of offence.

(Dinesh Kumar Singh, J)

Deepak/Rahul/-

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