

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26149 of 2019

Arising Out of PS. Case No.-69 Year-2019 Thana- KATIHAR District- Katihar

Md. Jamal, son of Md. Allauddin R/o Village- Mirtola, Kumaripur, P.S.-
Manihari, District- Katihar

... .. Petitioner

Versus

The State of Bihar,

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Suresh Prasad Sah @ Baranwal

For the Opposite Party/s : Mr.Aditya Narayan Singh.1

CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR MISHRA

ORAL ORDER

2 24-04-2019 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner apprehends his arrest in connection
with Katihar Town P.S. Case no. 69 of 2019, registered under
Section 25(1-B)A, 26 and 35 of the Arms Act.

The accusation is that in course of raid, one loaded
pistol, one loaded katta and empty magazine recovered from
the bed of Kishor Singh, similarly, one loaded country made
pistol containing five live cartridges from the possession of
Arnab Kumar, whereas, one pistol magazine containing four
live cartridges recovered from Chandan Rai. At that time,
accused Chandan Rai disclosed before the Police that petitioner
and one Sonu Jha fled away on seeing the Police personnel.

Learned counsel for the petitioner submits that



petitioner has no criminal antecedent and his name has been surfaced on confessional statement of co-accused Chandan Rai. Further submission is that nothing was recovered from the possession of the petitioner.

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 learned Chief Judicial Magistrate, Katihar in connection with Katihar Town P.S. Case No. 69 of 2019, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Rajendra Kumar Mishra, J)

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