

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31877 of 2019

Arising Out of PS. Case No.-107 Year-2019 Thana- GOPALGANJ TOWN District-
Gopalganj

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Ghanshyam Babu Paswan @ Ghanshyam Kumar Paswan Son of Musafir
Paswan @ Mosafir Prasad Resident of Village - Arya Nagar, Ward No.21,
P.s.- Gopalganj, Dist.- Gopalganj.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Lokesh Kumar Singh

For the Opposite Party/s : Mr.Bharat Bhushan

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 14-05-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case registered under
Sections 399, 402, 413, 414/34 of the Indian Penal Code and
25(1-B)a,26, 35 of the Arms Act.

The prosecution case in brief is that in course of raid, the
petitioner and others were apprehended. It is alleged that a sharp
edged knife and a motorcycle were recovered from possession
of the petitioner.

It has been submitted on behalf of the petitioner that there
is no allegation of tampering of witnesses alleged against the
petitioner. The petitioner is in custody since 25-02-2019. The
petitioner had no knowledge that the motorcycle, in question



was a stolen property. He has been made accused in the present case due to mistake of fact. There is no recovery of arms from possession of the petitioner.

On behalf of the State, it is submitted that the petitioner is named in the Complaint Case/F.I.R.

Considering the aforesaid facts and circumstances, the petitioner named above is directed to be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Gopalganj in connection with Gopalganj Town P.S. Case No. 107 of 2019.

(Sudhir Singh, J)

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