

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35929 of 2019

Arising Out of PS. Case No.-2 Year-2019 Thana- CHERIYA BARIYARPUR District-
Begusarai

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Pramod Sahni @ Pheko Sahni @ Phucho Sahni(M), aged about 30 years, son
of Anandi Sahni, resident of Village- Shripur, P.S.- Cheriabariyarpur, District-
Begusarai

... .. Petitioner

Versus

The State of Bihar Bihar

... .. Opposite Party

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Appearance :

For the Petitioner/s : Mr.Rai Mukesh Sharma, Adv.

For the Opposite Party/s : Mr.A.P.P.

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

2 04-06-2019 Heard Sri Rai Mukesh Sharma, learned counsel for
the petitioner and learned Addl. Public Prosecutor.

The sole petitioner, who is in custody since
05.01.2019, as stated in paragraph-14 of the petition, has prayed
for grant of bail in Cheriabariarpur P.S. Case No.02 of 2019
registered for the offence under Sections 25(1-b)a, 26, 35 of the
Arms Act, 1959.

Learned counsel for the petitioner, at the very outset,
has drawn my attention to the statement made in paragraph-3 of
the petition to show that the petitioner is having clean
antecedent. He further submits that the petitioner has falsely
been apprehended on accusation of recovery of one country-
made loaded pistol and one live cartridge, whereas seizure



witnesses are police personnel and no independent witness has been cited as seizure witness. He further submits that the case has not proceeded properly and the petitioner is languishing in jail custody since 05.01.2019.

Learned Addl. Public Prosecutor has opposed the prayer for bail.

Considering the nature of accusation, clean antecedent as well as period of custody, let the petitioner, namely, Pramod Sahni@ Pheko Sahni @ Phucho Sahni be enlarged 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 Addl. Chief Judicial Magistrate, Majhau (Begusarai) in connection with Cheriabariyarpur P.S. Case No.02 of 2019.

(Rakesh Kumar, J.)

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