

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.77260 of 2018

Arising Out of PS. Case No.-165 Year-2018 Thana- HULASGANJ District- Jehanabad

Prabhat Sharma, son of Vinay Sharma @ Ram Vinay Sharma, resident of
Village-Kandoul, P.S.-Hulasganj, District-Jehanabad.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Anil Chandra, Adv.

For the Opposite Party/s : Mr. J. N. Thakur, APP

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH

ORAL ORDER

5 29-01-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner is languishing in custody since
07.09.2018 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 self-
statement of A.S.I. Rambrat Prasad, Hulasganj Police Station
on 06.09.2018 is to the effect that the informant during
patrolling, received an information to the effect that the
petitioner is travelling with illegal arms from Kandaal to



Hulasganj, whereupon, the informant along with the other police personnel reached near Chuharmal Chowk and found that one motorcycle borne person, after seeing the police party is trying to escape from the scene. However, on chase being made by the police along with other police personnel, the petitioner was caught. On frisking, one country made pistol and ten live cartridges and a Micromax mobile phone were recovered from his possession.

It is submitted by learned counsel for the petitioner that for the same occurrence, three other cases have been registered and the investigation has already been concluded. A statement has been made in paragraph no.3 of the petition that though the petitioner is accused in four other cases, but he is on bail in three cases lodged on the same day, which shows the highhandedness of the police.

Learned APP for the State after going through the case diary submits that recovery has been made from the petitioner.

Considering the nature of recovery and in view the fact that investigation has already been concluded and the period in custody, 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 SDJM, Jehanabad in connection with Hulasganj P.S.
Case No.165/2018.

(Dinesh Kumar Singh, J)

Ashwini/-

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