

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.60561 of 2019**

Arising Out of PS. Case No.-64 Year-2019 Thana- BARHARA KOTHI District- Purnia

DHANIKLAL DAS Son of Ramjatan Das, Resident of Village- Kataiya, P.S.-
Barhara, District- Purnea.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bijendra Kumar Singh

For the Opposite Party/s : Mr.Ram Anurag Singh

**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER**

3 16-11-2019 Heard both sides.

The petitioner apprehends his arrest in Barhara P.S.
Case No.64 of 2019 registered under Sections 25(1-b)a, 26 and
35 of the Arms Act.

The informant got information that one person having
firearm was moving near Kataiya Canal. The police went there
but seeing the police, the person started fleeing away. The police
chased but the person threw firearm on his verandah and a
woman (wife of the petitioner) took firearm inside the house.
On search, one loaded country made pistol and three live
cartridges were recovered from the room of the petitioner.

Learned counsel for the petitioner submits that from
perusal of seizure list, it appears that the signature of the wife of
petitioner was not obtained. The entire seizure list is fake and



fabricated. Nothing has been recovered from the house of the petitioner. The wife of the petitioner was sent to jail. The wife of petitioner has already been enlarged on bail, but it appears that on chase, the petitioner threw loaded pistol on his verandah and fled away in the maize field. The same firearm was recovered from the room of the petitioner.

Having considered the facts aforesaid, I am not inclined to enlarge the petitioner on anticipatory bail. Accordingly, the same is rejected.

(Prabhat Kumar Jha, J)

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