

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18569 of 2020

Arising Out of PS. Case No.-32 Year-2020 Thana- GOPALGANJ TOWN District- Gopalganj

AMARENDRA KUMAR SAH @ AMARENDRA SAH GOND S/o Sakaldeo
Sah @ Sakal Deo Sah @ Sakaldeo Sah Gond Resident of Village- Chitu Tola,
P.S.- Thawe, Distt- Gopalganj.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Jai Shanker Prasad

For the Opposite Party/s : Mr.Ajit Kumar

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 03-06-2020 Heard learned Counsel for the petitioner and learned
Additional Public Prosecutor for the State, through video
conferencing.

The petitioner seeks regular bail in connection with
Gopalganj Police Station Case No. 32 of 2020, registered for the
offences punishable under Section 414/34 of the Indian Penal
Code and Section 25(1-b)a/26/35 of the Arms Act.

The allegation against the petitioner is that the police
intercepted one motorcycle, on which three persons were
travelling and the petitioner was driving the motorcycle and
upon search, one loaded country-made pistol was recovered
from the possession of co-accused Shyam Kumar and one live
cartridge was recovered from the possession of this petitioner.



Learned Counsel for the petitioner submits that the petitioner has falsely been implicated in this case inasmuch as there is contradiction between the written report lodged by the police officials and the seizure list, as in the written report, the police has not stated anything about recovery of incriminating articles, but in the seizure list, it has been shown that the petitioner was having one live cartridge of 8 MM. He further submits that the petitioner has got no criminal antecedent and he is in judicial custody since 15.01.2020.

After having heard learned Counsel for the parties and taking into consideration the fact that the petitioner has got no criminal antecedent and he is in judicial custody since 15.01.2020, I am inclined to grant regular bail to the petitioner.

Accordingly, let the petitioner, above named, be released on bail upon furnishing bail bonds of Rs. 25,000/- (twenty five thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Gopalganj, in connection with Gopalganj Police Station Case No. 32 of 2020.

It is made clear that at the time of furnishing bail bonds, all the parties shall follow the guidelines regarding lockdown and social distancing.



Prabhakar Anand/-

(Anil Kumar Sinha, J.)

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