

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34006 of 2020

Arising Out of PS. Case No.-368 Year-2020 Thana- SAHARSA District- Saharsa

SAJAN KUMAR S/o Late Umesh Chaudhary RESIDENT OF VILLAGE -
CHANDANI CHOWK, BATRAHA, WARD NO. 20 P.S. - SAHARSA
DISTRICT - SAHARSA

... .. Petitioner/s

Versus

THE STATE OF BIHAR Bohar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Nafisuzzoha

For the Opposite Party/s : Mrs.Veena Kumari Jaiswal, APP

CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN SINGH

ORAL ORDER

2 21-12-2020 Heard learned counsel for the parties.

This application for grant of regular bail arises out of
Sadar Saharsa P.S. Case No. 368 of 2020, disclosing offences
punishable under Sections 25(1-B)a, 26/35 of the Arms Act.

On a secret information that the petitioner, who was
wanted in some other criminal cases could be found at the place
indicated in the information, the police made an attempt to
apprehend the petitioner. The police noticed two youths sitting
in a motorcycle who were trying to flee away after having seen
the police party. On chase, both of them were apprehended. On
search, one country made pistol loaded with two live cartridges
were recovered. From possession of co-accused Chhotu Kumar
also one live cartridge was recovered. The petitioner is in



custody since 30.04.2020.

Learned counsel for the petitioner has submitted that it is true that there are criminal cases against him but at the same breathe, he has submitted that he is being implicated only in false cases because of his alleged involvement in other cases. It has been pointed out that co-accused Chhotu Kumar has been allowed regular bail.

Considering the fact that recovery of fire arm from the petitioner's possession is only allegation in the FIR, this application is allowed.

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 the learned Chief Judicial Magistrate, Saharsa in Sadar Saharsa P.S. Case No. 368 of 2020.

(Chakradhari Sharan Singh, J)

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