

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.75802 of 2019

Arising Out of PS. Case No.-35 Year-2019 Thana- BARHIYA District- Lakhisarai

MD. ASHARUDDIN @ MD. AJHAR @ AJHAR @ ASHLAM @ MD.
ASAR Son of Md. Islam @ Asalam Mia Resident of Village - Khuthadih,
P.S.- Barahiya, Distt.- Lakhisarai.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Mukesh Kumar

For the Opposite Party/s : Mr. Uday Chand Prasad

CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

3 17-01-2020 Heard learned counsel for the petitioner and
learned counsel for the State.

The petitioner is accused in connection with
Barahiya P.S. Case No. 35 of 2019 registered under sections
25(1-b)(a)/26/35 of the Arms Act.

Submission of learned counsel for the petitioner is
that petitioner is innocent and has falsely been implicated in the
present case. Further submission is that petitioner is in custody
since 03.02.2019.

Learned A.P.P. appearing on behalf of the State
opposed the prayer of the petitioner by contending that from the
possession of the petitioner, one country made pistol and five
live cartridges have been recovered. Further he submits that



petitioner is a notorious criminal. He is accused in eleven other cases, as detailed in paragraph-3 of the bail application.

Having considered the facts and circumstances of the case and nature of allegation, I am not inclined to allow the prayer of the petitioner for bail. Accordingly, this application is rejected.

However, liberty is granted to the petitioner to renew his prayer for bail after framing of charge.

(Arvind Srivastava, J)

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