

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.84549 of 2019

Arising Out of PS. Case No.-514 Year-2019 Thana- BUXAR District- Buxar

SHASHI YADAV Son of Late Mukh Lal Yadav R/O Muhalla - Shantinagar,
Ward No. 34, P.S.- Buxar (T), Distt.- Buxar

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Tushar Vaibhav

For the Opposite Party/s : Mr. Chandra Sen Prasad Singh

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 18-03-2020 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case registered for the
offence punishable under Sections 25 (1-B)a, 26 and 35 of the
Arms Act.

On the disclosure made by the petitioner that the
pistol used in the murder was handed over to Bismila Khan and
the police recovered one pistol and one live cartridge from the
possession of the said Bismila Khan.

It is submitted by learned counsel for the petitioner
that no such occurrence as alleged ever took place. He has been
falsely implicated in the due to dirty village politics. No seizure
has been prepared in connection with the present case. No
incriminating article has been recovered from the conscious



physical possession of the petitioner and no legal or cogent evidence is available to connect the petitioner in the present case. He has been languishing in custody since 03.08.2019. The said Bismilla Khan has been enlarged on bail by a co-ordinate bench of this court vide order dated 04.12.2019 passed in Cr. Misc. No. 70390 of 2019.

Considering the facts aforesaid, the above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of the learned C.J.M., Buxar in connection with Buxar (Town) P.S. Case No.514 of 2019.

(Anjani Kumar Sharan, J)

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