

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35475 of 2021

Arising Out of PS. Case No.-7 Year-2021 Thana- MOTIHARI MUFASIL District- East
Champaran

Mesrilal Prasad @ Mishreelal Prasad, Son Of Yogilal Prasad R/O Village-
Dhekaha Fakira Tola, P.S.- Muffasil Motihari, Dist.- East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Prateek Tandon- Advocate
For the Opposite Party/s : Ms. Madhuri Lata- A.P.P.

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 03-12-2021 Heard the learned Advocate for the petitioner and the
learned APP for the State.

The petitioner seeks bail in connection with Muffasil
Motihari P. S. Case No.07 of 2021, instituted for the offences
under Sections 25(1-b)a, 26 of the Arms Act.

The learned counsel for the petitioner submits that the
petitioner is in custody since 04.01.2021 and charge-sheet has
been submitted in this case.

The learned counsel for the petitioner further submits
that from perusal of the allegation as alleged in the F.I.R., it
would manifest that the informant alleges that one loaded
country-made pistol and one live cartridge was recovered from
his possession.



The learned counsel for the petitioner submits that petitioner has been falsely implicated in the present case and nothing has been recovered and even presuming without accepting that the allegation as alleged are to be true, then also the petitioner has remained in custody for nearly one year.

Learned A.P.P. opposes the bail application.

Considering the fact that the petitioner is in custody since 04.01.2021 and charge-sheet has been submitted in this case, the petitioner, above-named, is directed to be released on bail on his furnishing bail-bonds in the sum of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned CJM, Motihari, East Champaran in connection with Muffasil Motihari P. S. Case No.07 of 2021.

The application stands allowed.

(Satyavrat Verma, J)

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