

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.33507 of 2021**

Arising Out of PS. Case No.-467 Year-2019 Thana- MADHAURAH District- Saran

=====

DILIP RAI Son of Chandeshwar Rai Resident of Village- Dhamauli, P.S.-  
Marhaura, District- Saran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

=====

**Appearance :**

For the Petitioner/s : Mr.Alok Kumar Alok,Advocate

For the Opposite Party/s : Mr.Tapeshwar Sharma, APP

=====

**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**  
**ORAL ORDER**

2      22-12-2021                      Heard learned counsel for the petitioner and learned APP  
for the State.

Counsel for the petitioner is directed to remove the  
defect(s), as pointed out by the office, within a period of eight weeks.

The petitioner is apprehending his arrest in connection  
with Marhaura P.S. case No.467 of 2019 registered under Sections  
25(1-b)a/26/27 of the Arms Act.

Allegation is that three empty cartridges along with one  
live cartridge and one country made pistol are recovered.

It has been submitted on behalf of the petitioner that the  
petitioner has got no criminal antecedent. There is no allegation of  
tampering of witnesses alleged against the petitioner. The petitioner  
has falsely been implicated in the present case. There is no recovery  
of arms from the possession of the petitioner. It is alleged that three  
empty cartridges along with one live cartridge and one country made



pistol are recovered from the P.O. The name of the petitioner has transpired in this case on the basis of disclosure made by the local residents as per F.I.R. The names of local residents, who have named the petitioner, have not been disclosed by the prosecution. Except for this, there is no other substantive evidence to suggest the implication of the petitioner in this case.

On behalf of the State, it is submitted that the petitioner is named in the complaint case/F.I.R.

Considering the facts and circumstances of the case, the petitioner, above named, in the event of arrest or surrender before the learned court below within a period of twelve weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Saran at Chapra in connection with Marhaura P.S. case No.467 of 2019, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

**(Sudhir Singh, J)**

Narendra/-

|   |  |   |  |
|---|--|---|--|
| U |  | T |  |
|---|--|---|--|

