

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37260 of 2021

Arising Out of PS. Case No.-83 Year-2021 Thana- MAHARAJGANJ District- Siwan

Md. Shahabuddin S/o Ajmuddin @ Bhagdu Mian R/o Village - Deoria, P.S.
Maharajganj, Dist. - Siwan.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Md. Aslam Ansari, Advocate
For the Opposite Party/s : Mr. APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 08-12-2021 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner seeks regular bail in connection with
Maharajganj P.S. Case No. 83 of 2021 dated 25.03.2021
instituted for the offences under Sections 25(1-b)a and 26 of the
Arms Act.

Learned counsel for the petitioner submits that the
petitioner is in custody since 26.03.2021 and charge-sheet has
been submitted in the case.

Learned counsel for the petitioner submits that from
perusal of the allegation as alleged in the F.I.R. it would
manifest that the informant alleges that on 25.03.2021 the
petitioner on seeing the police started fleeing but was
apprehended and a loaded country-made *katta* along with three



live cartridges and one fired empty cartridge was recovered from his possession.

Learned counsel for the petitioner submits that the petitioner has been falsely implicated in the present case and nothing was recovered from his possession and even if the allegation as alleged is considered to be true, then it is a case under the Arms Act.

Learned A.P.P. for the State vehemently opposes the prayer for regular bail of the petitioner.

Considering the fact that the petitioner is in custody since 26.03.2021 and charge-sheet has been submitted in the case, let the petitioner above named be released on bail on furnishing bail bond of Rs. 20,000/- (Rupees Twenty Thousand only) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate-V, Siwan in connection with Maharajganj P.S. Case No. 83 of 2021 subject to the condition as laid down under Section 437 (3) Cr.P.C.

(Satyavrat Verma, J)

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