

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37682 of 2021

Arising Out of PS. Case No.-9 Year-2021 Thana- BAKHTIYARPUR District- Patna

MADHU YADAV Son of Late Ramchandra Rai Resident of Village - Dadour
(Naya Tola), P.S.- Bakhtiyarpur, District - Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Satyendra Narayan Singh
For the Opposite Party/s : Mr.Ashraf Ansari

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

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

Petitioner seeks bail in connection Bakhtiyarpur P.S.
Case no. 09 of 2021 registered for the offence punishable under
sections 25(I-B)a, 26 and 35 of the Arms Act.

Learned counsel for the petitioner submits that
petitioner is in custody since 09.01.2021, is person with clean
antecedent and charge sheet has been submitted. Learned
counsel for the petitioner submits that informant in the FIR
alleges that on information house of Arvind Kumar was raided
and from there two country made pistols and three live
cartridges were recovered and Madhu Yadav (petitioner)
disclosed that his son Arvind Kumar is engaged in business of
ganja and used to keep arms for the said purpose. Learned



counsel submits that ganja was not recovered from the premises and the petitioner along with his son has been falsely implicated in this case. Learned counsel submits that as far as recovery is concerned though it is alleged to be recovered from the house of the petitioner but the same was recovered from back side of the house of the petitioner which is an open area as such petitioner has been falsely implicated by the informant.

Learned APP opposes the prayer for bail.

Considering the facts that petitioner is in jail custody , is person with clean antecedent and charge sheet has been submitted, the petitioner is directed to be released on bail on furnishing bail bonds of Rs 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the Addl. Chief Judicial Magistrate III, Barh in Bakhtiyarpur P.S. Case no. 09 of 2021.

(Satyavrat Verma, J)

s.hassan/-

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