

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29987 of 2020

Arising Out of PS. Case No.-38 Year-2019 Thana- RAGHOPUR District- Vaishali

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SOHAN GOPE @ SOHAN RAI Son of Late Chandeshwar Rai Resident of
Village- Jaffarabad, P.S.- Raghapur, District- Vaishali.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ashok Kumar Mishra

For the Opposite Party/s : Mr.AG

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 08-01-2021 Heard learned counsel for the petitioner and learned
A.P.P for the State.

The petitioner seeks bail in Raghapur (Rustampur)
P.S. Case No. 38 of 2019, registered for the offence punishable
under Sections 25(1-b)a/26 of the Arms Act.

As per the prosecution case, on secret information
raid was conducted into the house of co-accused Shankar Rai
and huge arms and ammunitions including one AK-56 rifle, one
magazine and four cartridges etc. were recovered. It is alleged
that the same arms were used in escaping this petitioner from
police custody in connection with Rustampur O.P. PS Case No.
18 of 2019.

It is submitted on behalf of the petitioner that
petitioner has falsely been implicated in this case. No arms and



ammunitions were recovered from his possession. Recovery has been made from the hut of co-accused Shankar Rai. Chargesheet has already been submitted and he is in custody in this case since 17.02.2020.

Learned APP however, vehemently opposed the prayer for bail and submitted that huge arms and ammunitions have been recovered in this case. Petitioner has got criminal antecedent and is accused in eight criminal cases most of them are of Arms Act.

Considering the facts aforesaid and the nature of allegation, I am not inclined to enlarge the petitioner above-named on bail. Accordingly, the same is rejected.

(Prabhat Kumar Singh, J)

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