

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7822 of 2021

Arising Out of PS. Case No.-350 Year-2020 Thana- SIWAN CITY District- Siwan

PRINCE AKHTAR SON OF LATE JAWAID AKHTAR @ JAVED
AKHATAR R/O KASASHIN TOLA SIWAN, P.S.- SIWAN TOWN,
DISTRICT- SIWAN.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ajay Kumar Pandey, Advocate

For the Opposite Party/s : Ms. Sucheta Yadav, APP

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 16-04-2021 Heard Mr. Ajay Kumar Pandey, learned counsel for
the petitioner and Ms. Sucheta Yadav, learned APP for the State
through video conferencing.

Petitioner seeks regular bail in connection with Siwan
Town P.S.Case No.350 of 2020 registered for the offence under
Sections 25 (1-b)a/26/35 of the Arms Act.

The allegation as per the First Information Report is
that a pistol and two live cartridges have been recovered from
the possession of the petitioner.

Learned counsel for the petitioner submits that the
petitioner has not committed any offence in the manner alleged
and he has falsely been implicated by the police with oblique
motive. Learned counsel next submits that petitioner is in



custody since 29.08.2020.

Having regard to the submissions made by the parties and taking into consideration the material available on record and the fact that from the possession of the petitioner a pistol and two live cartridges along with a magazine have been recovered, petitioner has got criminal antecedent in as much as eight cases of identical nature are pending against the petitioner and the petitioner appears to be a habitual offender, I am not inclined to grant regular bail to the petitioner. Accordingly, the prayer for bail of the petitioner is rejected.

However, the petitioner may renew his prayer for bail after nine months, if the trial does not show any progress.

(Anil Kumar Sinha, J)

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