

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.67220 of 2021

Arising Out of PS. Case No.-234 Year-2021 Thana- OBRA District- Aurangabad

CHHOTOO KUMAR @ CHHOTU KUMAR Son of Late Parsuram Singh
Resident of Village - Kothiyan, Police Station - Obra, District - Aurangabad
(Bihar).

... .. Petitioner

Versus

1. The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Vipin Kumar Singh

For the Opposite Party/s : Mr.Anuj Kumar Shrivastava, APP

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 24-12-2021 Heard learned counsel for the petitioner and learned
APP for the State through virtual mode.

Learned counsel for the petitioner is directed to
remove the defects, as pointed out by the Office, within a period
of eight weeks.

The petitioner is apprehending his arrest in a case
registered under Sections 25(1-b)a, 26 and 35 of the Arms Act.

The prosecution allegation, in short, is that one
country made pistol and live cartridges 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. Arms is said to have been recovered from the possession of the co-accused. The name of the petitioner has transpired on the basis of disclosure made by local residents. There is no recovery of arms from the possession of the petitioner. Except for this, there is no other substantive evidence to suggest his implication in the present case.

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

Considering the aforesaid facts and circumstances, let the petitioner, above named, in the event of arrest/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/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Aurangabad in connection with Industrial Obra P.S. Case No. 234 of 2021, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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