

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24296 of 2022

Arising Out of PS. Case No.-79 Year-2022 Thana- SIKARPUR District- West Champaran

RAJU SAH Son of Late Shivpujan Sah Resident of Village - Laxmipul Bari
Tola, P.s.- Sathi, Distt.- West Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr.Ashok Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 20-05-2022 Heard learned counsel for the petitioner and learned
A.P.P. for the State through virtual Court proceedings.

The petitioner seeks bail in a case registered for the offences punishable under Section 37(c) of the Bihar Excise Act read with Sections 25(1-b)a, 26 and 35 of the Arms Act.

Learned counsel for the petitioner submits that the petitioner is in custody since 02.02.2022, charge-sheet has been submitted in the case and has antecedent of two cases.

Allegation is of recovery of one country-made pistol from the petitioner in a drunken state.

Learned counsel for the petitioner submits that the petitioner was falsely implicated in the present case, neither he was drunken nor any country-made pistol was recovered from his possession as the search and seizure was not made in



accordance with law.

Learned A.P.P. for the State opposes the prayer for bail of the petitioner and submits that allegation is of recovery of a country-made pistol from the possession of the petitioner and that too in a drunken state.

Considering the fact that the petitioner is in custody since 02.02.2022 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) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/successor court in connection with Shikarpur P.S. Case No. 79 of 2022 with a condition that one of the bailors of the petitioner shall be his close relatives.

The petitioner shall be released after framing of charges.

(Satyavrat Verma, J)

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