

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.27553 of 2022**

Arising Out of PS. Case No.-382 Year-2021 Thana- RAJGIR District- Nalanda

Sunil Kumar @ Lal Bahadur Son Of Jhopari Mahto Resident Of Village-  
Nenand , P.S- Silao, Dist- Nalanda

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Hansraj, Advocate

For the Opposite Party/s : Mr.Brajendra Nath Pandey, APP

**CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA**  
**ORAL ORDER**

2      02-09-2022                      Heard learned counsel appearing on behalf of the  
  
petitioner and learned counsel appearing on behalf of the State  
  
through virtual court proceedings.

Let the defect(s), if any, be removed within a period  
of four weeks from today.

The petitioner seeks bail in connection with Rajgir  
P.S. Case No. 382 of 2021 registered for the offence under  
Sections 25(1-b)a, 26 and 35 of the Arms Act.

The accused/petitioner is named in the F.I.R. and is in  
custody since 16.11.2021.

The allegation against the petitioner is to deal in  
business of illegal firearms and ammunitions.

Learned counsel appearing on behalf of the petitioner  
submitted that name of the petitioner surfaced on the basis of  
disclosure made by apprehended co-accused persons and in  
furtherance thereof, nothing surfaced during course of



investigation to connect this petitioner with alleged recovery of cartridges. While concluding the argument, it has been submitted that investigation has been completed, for which, charge-sheet has been submitted, as such, there is no chance of tampering with the evidence.

Learned APP, while opposing the prayer of bail, fairly conceded that there is no recovery of fire-arms from physical possession of the petitioner, as per seizure list.

Considering the facts and circumstances as mentioned above, as no firearms/live cartridges, as alleged, were recovered from physical possession of the petitioner coupled with the fact that charge-sheet has already been submitted, let the petitioner, above named, is directed to be released on bail in connection with Rajgir P.S. Case No. 382 of 2021 on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Nalanda (Biharsharif)/concerned court, subject to the following conditions as laid down u/s 437(3) of the Cr.P.C.

**(Chandra Shekhar Jha, J)**

R.S.Sen/-

|   |  |   |  |
|---|--|---|--|
| U |  | T |  |
|---|--|---|--|

