

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38665 of 2021**

Arising Out of PS. Case No.-146 Year-2021 Thana- LAKHISARAI District- Lakhisarai

SONU KUMAR Son of Kailash Mahto @ Kelu Mahto Resident of Village -
Manikpur, Police Station - Manikpur (Suryagadha), District - Lakhisarai.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rabi Bhushan, Advocate

For the Opposite Party/s : Mr. Akhileshwar Dayal, A.P.P.

**CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER**

2 11-01-2022 Heard learned counsel for the petitioner and learned
A.P.P. for the State through virtual court proceedings.

Let the defect(s), if any, be removed within a period
of four weeks after complete start of the physical Court.

The petitioner seeks regular bail in connection with
Lakhisarai (Kabaiya) P.S. Case No. 146 of 2021 instituted for
the offences under Sections 25(1-b)A, 26(i)(ii) and 35 of the
Arms Act.

Learned counsel for the petitioner submits that the
petitioner is in custody since 06.03.2021, is a person with clean
antecedent and charge-sheet has been submitted in this case.

The allegation as alleged in the FIR is that on secret
information the informant raided the place of occurrence and
apprehended named accused persons including the petitioner
and from possession of the petitioner nothing was recovered,



though recovery of arms and cartridges were made from other accused persons as detailed in the FIR.

Learned counsel for the petitioner submits that admittedly from the FIR, it is evident that nothing was recovered from possession of the petitioner and the petitioner came to be falsely implicated merely because he was found in the company of other accused persons.

Learned A.P.P. for the State vehemently opposes the prayer for regular bail of the petitioner.

Considering the fact that the petitioner is in custody since 06.03.2021, charge-sheet has been submitted in this case, the petitioner is a person with clean antecedent and nothing was recovered from possession of the petitioner let the petitioner above named be released on bail on furnishing bail bond of Rs. 5,000/- (Rupees Five Thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Lakhisarai in connection with Lakhisarai (Kabaiya) P.S. Case No. 146 of 2021.

(Satyavrat Verma, J)

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