

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.32690 of 2022**

Arising Out of PS. Case No.-87 Year-2022 Thana- KASIMBAZAR District- Munger

Neeraj Kumar @ Neeraj Yadav Son Of Kapildev Prasad @ Kapildeb Prasad
Yadav Resident Of Village - Sandalpur Jhajha Tola, P.S.- Kasimbazar, Distt.-
Munger.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajesh Kumar

For the Opposite Party/s : Mr.A.G.

**CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER**

2 23-11-2022 Heard learned counsel for the petitioner and learned
APP for the State.

The instant application for anticipatory bail has been
filed by the petitioner apprehending his arrest in connection
with Kasimbazar P.S. Case no. 87 of 2022 instituted for the
offence under Sections 25(1-b)a/26(i)(ii) of the Arms Act.

Prosecution case relates to recovery of three illegal
country made pistol and three live cartridges from a bag.

Learned counsel appearing on behalf of the petitioner
has submitted that petitioner is innocent and has committed no
offence. He has falsely been made accused in this present case.
It is further submitted that the place of occurrence from where
recovery has been made, is a public place and does not belong



to the petitioner. The name of the petitioner has been disclosed in this case by villagers who were gathered at the place of occurrence. Neither the petitioner was arrested on spot nor any seized weapon has been recovered from his conscious possession.

Learned APP appearing for the state has opposed the prayer of anticipatory bail.

Having heard learned counsel for the parties and in the facts and circumstances of the case as stated above, this Court is inclined to enlarge the petitioner on bail. The petitioner is directed to surrender in the Court below within a period of four weeks from today and in the event of his arrest or surrender in connection with Kasimbazar P.S. Case no. 87 of 2022, he will be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned C.J.M., Munger subject to the conditions as laid down under section 438(2) of the Cr.P.C.

(Sunil Kumar Panwar, J)

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