

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.42707 of 2021

Arising Out of PS. Case No.-239 Year-2020 Thana- MUNGER MUFFASIL District- Munger

Vijay Sharma Son of Rameshwar Sharma R/O village - Chain tola Toufir,
P.S.- Muffassil, District - Munger

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Arvind Kumar Singh, Advocate

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

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 12-01-2022 Heard learned counsel for the petitioner and Shri Anuj
Kumar Shrivastava, learned A.P.P. for the State.

The petitioner seeks regular bail in connection with
Muffasil P.S. Case No. 239 of 2020 instituted for the offences
under Sections 25(1-A), 25(1-AA), 25(1-B)a, 26(1)(ii) and 35 of
the Arms Act.

Learned counsel for the petitioner submits that the
petitioner is in custody since 26.11.2020 and charge-sheet has
been submitted in the case.

Learned counsel for the petitioner submits that
allegation is of recovery of eleven country-made pistol and four
live cartridges from the possession of Rupesh and Sanjay
Chaudhary.

Learned counsel for the petitioner submits that



petitioner was not arrested from the spot and as such nothing was recovered from his possession and name of the petitioner came in the confessional statement of co-accused.

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

Considering the fact that the petitioner is in custody since 26.11.2020, charge-sheet has been submitted in the case, the petitioner was not arrested from the spot and his name came in the confessional statement of co-accused, 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 learned Chief Judicial Magistrate, Munger in connection with Muffasil P.S. Case No. 239 of 2020 with a condition that one of the bailors shall be the father of the petitioner.

(Satyavrat Verma, J)

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