

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48213 of 2021

Arising Out of PS. Case No.-220 Year-2021 Thana- PIRBAHOR District- Patna

RAUSHAN KUMAR OJHA Son of Sanjay Ojha R/o - Chhoti Badalpura,
Machhali Bazar, P.S. - Khagaul, District - Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ghanshyam Tiwary, Advocate

For the Opposite Party/s : Mr. Anand Kishore Choudhary, A.P.P.

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 21-03-2022 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor appearing for the State.

Petitioner seeks regular bail in connection with
Pirbahore P.S. Case No. 220/21 registered for the offences
punishable under Sections 25(1-b)a, 26 and 35 of the Arms Act.

The allegation, as per the First Information Report, is
that one loaded country made pistol and one Mobile Phone have
allegedly been recovered from possession of the petitioner.

Learned counsel for the petitioner submits that the
petitioner has got no criminal antecedent and he has falsely been
implicated in this case at the behest of the Police official.
Learned counsel further submits that at the time of search and
seizure, the procedure prescribed under Section 100 Cr. P.C. has
not been followed. He next submits that the petitioner is in



custody since 6.6.2021 and charge sheet has already been submitted.

Regards being had to the submission made by the parties and taking into consideration the materials on record, the fact that the petitioner has got no criminal antecedent, he is in custody since 6.6.2021 and charge sheet has already been submitted, I am inclined to grant regular bail to the petitioner.

Accordingly, let the petitioner, above named, be released on regular bail on furnishing bail bonds of Rs.20,000/- (Twenty thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Patna, in connection with Pirbahore P.S. Case No. 220/2021 subject to the condition that the petitioner will be well represented on each date in the trial and if he fails to do so on two consecutive dates, his bail bonds will be liable to be cancelled.

(Anil Kumar Sinha, J)

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