

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49901 of 2021

Arising Out of PS. Case No.-62 Year-2021 Thana- MUNGER MUFFASIL District- Munger

PIYUSH YADAV @ ABHAY KUMAR Son of Chandra Kishor Yadav
Resident of Village- Ratanpur, P.S.- Bariyarpur, and District- Munger.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Akash Raj

For the Opposite Party/s : Mr. Uday Pratap Singh

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA

ORAL ORDER

2 11-03-2022 Heard learned Counsel for the petitioner and learned

Additional Public Prosecutor for the State.

The petitioner seeks regular bail in connection with
Munger Mufassil Police Station Case No. 62 of 2021, registered
for the offences punishable under Sections 25(1-b)a/26(i)/35 of
the Arms Act.

The prosecution case, as per the First Information
Report, is that the police intercepted one motorcycle, which was
being driven by the petitioner and recovered 12 country-made
pistols, kept in two bags from the pillion rider, namely, Neeraj
Yadav.

Learned Counsel for the petitioner submits that the
petitioner has not committed any offence in the manner alleged
and he has falsely been implicated in this case. He further
submits that the petitioner was not aware about the fact that the
pillion rider was having illegal fire arms. He further submits that

co-accused, Neeraj Yadav, is the co-villager of the petitioner and at the request of said Neeraj Yadav, the petitioner had given him a lift on his motorcycle. He further submits that the petitioner is in custody since 25.02.2021, having no criminal antecedent and charge sheet has been submitted against him and as such, there is no likelihood that the petitioner will abscond and/or tamper with the evidence.

Regards being had to the submissions advanced on behalf of the parties concerned and taking into consideration the materials available on record and the fact that the petitioner has got no criminal antecedent, charge sheet has already been submitted and the petitioner is in custody since 25.02.2021, I am inclined to grant regular bail to the petitioner.

This application is, accordingly, allowed.

Let the petitioner, above named, be released on 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, Munger, in connection with Munger Mufassil Police Station Case No. 62 of 2021.

(Anil Kumar Sinha, J.)

Prabhakar Anand/-

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