

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.61433 of 2021

Arising Out of PS. Case No.-50 Year-2021 Thana- SAHARSA SADAR District- Saharsa

Shankar Sah S/O Late Budhdev Sah Resident Of Village- Jaamhara, Ward No. 10, P.S.- Sour Bazar, District- Saharsa.

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Pramod Mishra

For the Opposite Party/s : Mr. Chandra Bhushan Prasad

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 22-03-2022 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in connection with Saharsa Sadar P. S. Case No.50 of 2021, instituted for the offences under Sections 414 of the Indian Penal Code and Sections 25(1-b)a, 26, 35 of the Arms Act.

The learned counsel for the petitioner submits that the petitioner is in custody since 15.01.2021, he is a person with clean antecedent and charge-sheet has been submitted in the case.

Allegation is of recovery of a loaded country-made pistol from the petitioner.

The learned counsel for the petitioner submits that petitioner has been falsely implicated in the present case and



even presuming what has been alleged is true without admitting then it is a case under the Arms Act and petitioner is in custody for more than an year.

The learned A.P.P. for the State opposes the bail application.

Considering the fact that the petitioner is in custody, he is a person with clean antecedent and charge-sheet has been submitted in the case, the petitioner, above-named, is directed to be released on bail on his furnishing bail-bonds in the sum of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Saharsa in connection with Saharsa Sadar P. S. Case No.50 of 2021, subject to condition that one of the bailors shall be the wife of the petitioner namely, Guddi Devi.

The application stands allowed.

(Satyavrat Verma, J)

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