

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.66863 of 2021

Arising Out of PS. Case No.-429 Year-2021 Thana- BANKA District- Banka

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Akbar Ansari, Son Of Late Rajjak Ansari @ Tiku Resident Of Village-
Ekoriya (Korara), P.S.- Banka, District- Banka.

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ajay Mukherjee
For the Opposite Party/s : Ms. Madhuri Lata

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 09-05-2022 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case registered for the
offences punishable under Sections 25(1-b), 26 of the Arms Act.

The learned counsel for the petitioner submits that the
petitioner is in custody since 30.05.2021, charge-sheet has been
submitted in the case and has antecedent of three cases.

Allegation is of recovery of a country-made musket
along with two live cartridges from the possession of the
petitioner.

The learned counsel for the petitioner submits that
petitioner has been falsely implicated because of his
antecedents. Nothing was recovered from his possession and
even presuming what has been alleged is true without admitting
for the purposes of bail, the thrust of the allegation is under the



Arms Act and the petitioner has remained in custody nearly an year.

The learned A.P.P. for the State opposes the bail application and submits that petitioner has antecedents.

Considering the fact that the petitioner is in custody, 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. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of learned Court below where the case is pending in connection with Banka (Barahat) P. S. Case No.429 of 2021, subject to condition that one of the bailors shall be the brother of the petitioner namely, Akhtar Ansari.

However, it is made clear that if the learned Court below comes to a conclusion that the petitioner after his release is trying to delay the trial, the learned Court below shall forthwith cancel his bail bonds after recording reasons.

The application stands allowed.

(Satyavrat Verma, J)

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