

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10430 of 2023**

Arising Out of PS. Case No.-83 Year-2022 Thana- GAYA MUFASIL District- Gaya

Nageshwar Choudhary S/O Late Krishna Choudhary R/O Village- Goga, P.S.-
Gaya (Muffasil), Distt- Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Satya Veer

For the Opposite Party/s : Mr.Uma Shankar Prasad Singh

**CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER**

2 21-04-2023 Heard learned counsel for the petitioner and

learned APP for the State.

The petitioner has prayed for regular bail in a case
registered for the offence punishable under section 25(1-
b)a/26 of the Arms Act.

Prosecution case relates to recovery of one iron
thernet (Firearm) from the hut of the petitioner after that
this case has been lodged.

Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. He has
falsely been implicated in this case due to dirty village
politics. Petitioner has not been apprehended on the spot
and he has no concern with the alleged recovery nor hut



belongs to him. It is further submitted seizure list has not been prepared as per Section 100 of the Cr.P.C.. The petitioner is languishing in judicial custody since 10.09.2022.

Learned APP appearing for the state has opposed the prayer of regular bail.

Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as judicial custody, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Gaya (Mufassil) P.S. Case No. 83 of 2022 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, Ist Class, Gaya.

(Sunil Kumar Panwar, J)

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