

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.14086 of 2023

Arising Out of PS. Case No.-71 Year-2022 Thana- SARAI District- Vaishali

AVINASH KUMAR SON OF BINOD RAM R/V- Goraul, P.S.- Goraul,
District- Vaishali

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Santosh Kumar

For the Opposite Party/s : Mr.Jharkhandi Upadhyay

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 05-05-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has prayed for regular bail in a case
instituted for the offence under Sections 25(1-B)a, 26 and 35 of
the Arms Act.

As per prosecution case, there has been recovery of
one loaded country-made pistol and one live cartridge from the
petitioner.

It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. He has
committed no offence. The petitioner has no concern with the
alleged arms and cartridges, which was seized by the police.
Only on the basis of suspicion, petitioner has implicated in the
present case by the police due to his criminal antecedents. He is



languishing in judicial custody since 07.03.2022.

The application for bail is opposed by learned APP for the State.

Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as the period of custody, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned A.C.J.M.-16th, Vaishali at Hajipur in connection with Sarai P.S. Case No. 71 of 2022.

(Sunil Kumar Panwar, J)

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