

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15970 of 2022

Arising Out of PS. Case No.-227 Year-2020 Thana- BAKHTIYARPUR District- Patna

Raj Kumar Saw @ Fekku Son Of Late Dev Narayan Saw Resident Of Village
- Purani Bazar, Bakhtiyarpur, P.S.- Bakhtiyarpur, Distt.- Patna.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Angesh Kumar Ray

For the Opposite Party/s : Mr.Abhay Kumar

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

7 27-03-2023 Heard learned counsel for the petitioner and

learned A.P.P appearing on behalf of the State.

The petitioner is languishing in custody in a case registered for the offences punishable under Sections 414, 412 of the Indian Penal Code and Sections 25(1-B), a/26 Arms Act.

The allegation as per prosecution case is that informant got a secret information that one wanted criminal Raj Kumar Saw @ Fekku, the petitioner is at Bibhuti Gali, Bakhtiyarpur. Thereafter, the informant went along with other police personnel at the spot and apprehended the petitioner. From the possession of the



petitioner, one loaded country-made pistol, one live cartridge and cash of Rs. 1,40,000/- were recovered.

It is submitted by learned counsel for the petitioner that petitioner is innocent and he has falsely been implicated in this case. The petitioner is an auto-rickshaw driver and he denies the recovery of country made pistol and cartridge from his possession. So far as recovery of cash of Rs. 1,40,000/- is concerned, a supplementary affidavit has been filed to the effect that the petitioner taken the aforesaid amount as loan from his relatives. The details of which have been mentioned in paragraph No. 2 of the supplementary affidavit. The petitioner is languishing in custody since 26.09.2020.

Learned A.P.P appearing on behalf of the State has vehemently opposed the prayer for bail of the petitioner.

Considering the facts aforesaid and the period under custody, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 10,000/-



(Ten Thousands) with two sureties of the like amount
each to the satisfaction of learned Additional Chief
Judicial Magistrate, III, Barh, Patna in connection with
Bakhtiyarpur P.S. Case No. 227 of 2020.

(Sunil Kumar Panwar, J)

Ayush Tripathi/-

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