

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.20822 of 2023

Arising Out of PS. Case No.-677 Year-2022 Thana- BARH District- Patna

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1. AMIRAK YADAV @ MANIYAR YADAV Son of Late Narayan Yadav
Resident of village - Burhanpur, Police Station - Barh, District - Patna.
 2. Krit Yadav Son of Balki Yadav Resident of village - Burhanpur, Police
Station - Barh, District - Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Nilendu Kumar Choudhary

For the Opposite Party/s : Mr.Madhuri Lata

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 17-04-2023 Heard learned counsel for the petitioners and learned
APP for the State.

The petitioners have 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, a secret information received
that in the house of one Krit Yadav some miscreants assembled,
after that information the police personnel surrounded the house
of the Krit Yadav and entered the house. On search, there has
been recovery of one country-made pistol and two live
cartridges from petitioner no. 1 and five live cartridges from
petitioner no. 2.

It is submitted by learned counsel for the petitioners



that petitioners have been falsely implicated in this case due to oblique reasons by the local police. They have committed no offence. He submitted that no incriminating articles have been received from conscious possession of these petitioners. He further submitted that there is no proper compliance of Section 100 of the Cr.P.C., as both the witnesses are police official and members of raiding party. They are languishing in judicial custody since 18.10.2022.

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, this court is inclined to enlarge the petitioners on bail. The above named petitioners are directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) each with two sureties of the like amount each to the satisfaction of the learned A.C.J.M.-1st, Barh, Patna in connection with Barh P.S. Case No. 677 of 2022.

(Sunil Kumar Panwar, J)

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