

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.22120 of 2023

Arising Out of PS. Case No.-437 Year-2022 Thana- BATHNAHA District- Sitamarhi

MD.DILSHAD SON OF AHMAD HUSSAIN RESIDENT OF VILLAGE-
DARIYAPUR, PS- BELSAND, DISTT- SITAMARHI

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Divya Bharti

For the Opposite Party/s : Mr.Mohammad Sufyan

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 25-04-2023 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 and 26 of the
Arms Act.

As per prosecution case, on receiving a secret
information that one person kept illegal weapon with him
thereafter the police personnel reached at that place. One person
apprehended and there has been recovery of one loaded country-
made pistol and two live cartridges 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 27.12.2022.

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 Judicial Magistrate-1st Class, Sitamarhi in connection with Bathnaha P.S. Case No. 437 of 2022.

(Sunil Kumar Panwar, J)

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