

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.22571 of 2023

Arising Out of PS. Case No.-143 Year-2022 Thana- GORAUL District- Vaishali

RAJA @ RAJA BABU S/O RAJESH SINGH @ RAM NIVASH SINGH
Resident of village- Mazirabad, P.S.- Goraul, District- Vaishali.

... .. Petitioner

Versus

The State Of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr. Rajeev Ranjan

For the Opposite Party/s : Mr. Sunil Kumar Pandey

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

4 11-07-2023 Learned counsel for the petitioner filed a
supplementary affidavit in the Court.

Let it be kept on the record.

Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner is apprehending his arrest in a case
registered for the offence punishable under Sections 25(1-b)a
and 26 of the Arms Act pending in the learned court below.

As per the prosecution case, on secret information the
informant along with other police personnel reached at the
house of the petitioner and found 3 country made pistol which
was kept in a *Jhola* behind the house of the petitioner.

Learned counsel for the petitioner submits that the
petitioner is innocent and has been falsely implicated in this
case. He mentions in para-2 of his supplementary affidavit that



the said land, from which the pistol was recovered, does not belong to the petitioner. He submits that the the said land belongs to his co-villagers, namely, Shyam Sundar Bhagat. He further submits that there is no any incriminating article has been recovered from the conscious possession or from the house of the petitioner. He further submits that petitioner has got no criminal antecedent as stated in para-3 of the bail application.

Learned APP for the State opposes for prayer for bail.

Considering the aforesaid facts and circumstances and the fact that the said land does not belong to the petitioner, let the petitioner, named above, in the event of his arrest/surrender before the learned court below within a period of six weeks from today, be released on anticipatory bail, on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount to the satisfaction of the learned Court below, where the case is pending/Successor court, in connection with Goraul P.S. Case No.143/2022, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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