

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.30081 of 2023

Arising Out of PS. Case No.-169 Year-2022 Thana- PHULWARIA District- Begusarai

Lalu Ray @ Abhishek Kumar, son of Ramkalyan Ray, resident of Village-
Basudeopur, P.S.- Mufassil, Dist- Begusarai

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s :	Ms. Madhuri Kumari, Advocate
	Mr. Abhishek Anand, Advocate
For the Opposite Party/s :	Mr. Arun Kumar Pandey, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

3 06-07-2023 Heard learned counsel for the petitioner and
learned Additional Public Prosecutor for the State.

The accused/petitioner seeks bail in connection
with Phulwaria P.S. Case No.169 of 2022 registered for the
offences punishable under Sections 25(1-B)a, 26 and 35 of the
Arms Act.

The accused/petitioner is named in the FIR and is
in custody since 12.10.2022.

Allegation against the petitioner is to have in
possession of two live cartridges along with four mobiles.

It is submitted that the petitioner falsely implicated
in this case as recovered two live cartridges not appears to be
made from his conscious physical possession. It is submitted
that seizure list is also disputed being not supported by



independent witnesses rather by police personnels. While concluding argument, it is submitted that the petitioner found involved in two more cases, where he is on bail and moreover investigation of this case has been completed, for which, charge-sheet has been submitted and, as such, there is no chance of tampering with the evidence.

Learned APP opposes the prayer for grant of bail to the petitioner.

In view of above-mentioned facts and circumstances and by taking note of nature of allegation, coupled with the fact that charge-sheet has already submitted, where petitioner is in custody since 12.10.2022, accordingly, the petitioner, above-named, is directed to be released on bail furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned A.C.J.M.-1st, Begusarai in connection with Phulwaria P.S. Case No.169 of 2022, subject to the conditions as laid down under Section 437(3) of the CrPC.

(Chandra Shekhar Jha, J.)

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