

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31862 of 2023

Arising Out of PS. Case No.-39 Year-2023 Thana- RAJPUR District- Buxar

Chandan Yadav @ Chandan Singh Son Of Tej Narayan Singh Resident Of
Village- Bhgatganj @ Bhagat Ganj, P.S.-Dinara, District-Rohtas.

... .. Petitioner/S

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Setu Prateek, Advocate

For the Opposite Party/s : Mr. Mukesh Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 22-06-2023 Heard learned counsel appearing on behalf of the
petitioner and learned counsel appearing on behalf of the State.

Let the defect(s), if any, be removed within a period
of four weeks from today.

The petitioner seeks bail in connection with Rajpur
P.S. Case No. 39 of 2023 registered for the offence under
Sections 25(1-b)a, 26 of the Arms Act.

The accused/petitioner is named in the F.I.R. and is in
custody since 29.01.2023.

The allegation against the petitioner is to have in
possession of one motorcycle, one country made pistol
alongwith one live cartridge.

Learned counsel appearing on behalf of the petitioner
submitted that the petitioner falsely implicated with the present



case out of suspicion arises out of his criminal antecedents as he found involved in three more criminal cases, where he is on bail. It is also submitted that the alleged recovery of firearm is not appears to be made from the conscious physical possession of this petitioner. While concluding the argument, it is submitted that investigation of this case is completed, for which charge-sheet has been submitted, as such, there is no chance of tampering with the evidence.

Learned APP, opposes the prayer of bail.

Considering the facts and circumstances as mentioned above and by taking note of the nature of accusation, coupled with the fact that charge-sheet has already been submitted, where petitioner is in custody since 29.01.2023 accordingly, petitioner above named, is directed to be released on bail in connection with Rajpur P.S. Case No. 39 of 2023 on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned S.D.J.M., Buxar/concerned Court, subject to the conditions as mentioned under Section 437(3) of the Cr.P.C.

(Chandra Shekhar Jha, J)

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