

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39715 of 2023

Arising Out of PS. Case No.-291 Year-2022 Thana- SAHEBPUR KAMAL District-
Begusarai

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RAMBRIKSH SINGH Son of Late Narayan Singh @ Shri Sharan Singh
Resident of village - Sabalpur, P.S.- Sahebpur Kamal, District - Begusarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Braj Bhushan Poddar
For the Opposite Party/s : Mr. Nazir Ansari

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 14-07-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has prayed for bail in a case registered
for the offence punishable under sections 25 (1-b) a/26 (ii) 35 of
Arms Act.

Prosecution case relates to recovery of sixty cartridges
and three mobiles from three accused persons and all the three
persons were apprehended on spot. They disclosed that they
have purchased the said arms from the petitioner.

It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case.
Petitioner is innocent and nothing has been recovered from his
possession neither he was arrested on spot. His name came in



this case in confessional statement of apprehended accused persons, which has no evidentiary value in the eye of law. Provision of Section 100 CR.P.C. has not been followed by the police officials while preparing the seizure list. Petitioner is languishing in judicial custody since 28.03.2023.

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 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 Sub-judge-VI-cum-ACJM IV, Begusarai in connection with Sahebpur Kamal PS Case No. 291 of 2022.

(Sunil Kumar Panwar, J)

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