

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.44744 of 2023

Arising Out of PS. Case No.-373 Year-2022 Thana- ITARHI District- Buxar

Gupteshwar Sharma Son Of Late Baskit Sharma@Basgit Sharma Resident Of
Village- Basudhar, Ps- Itarhi, District -BUXAR

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Arvind Kumar Pradhan

For the Opposite Party/s : Mr.Ashok Kumar Singh

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 28-07-2023 Heard learned counsel for the petitioner and learned
APP for the State.

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

Prosecution case relates to recovery of one country made pistol along with two live cartridges and some other incriminating articles from the shop of the petitioner.

Learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence. He has falsely been implicated in this case merely on suspicion. It is further submitted that he has no concern with the alleged recovery and nothing has been recovered from his conscious possession rather the recovered incriminating article has been



recovered from his shop. It is also submitted that seizure list has not been prepared as per the provision of Cr. P.C. Moreover, he is languishing in judicial custody since 13.01.2023.

Learned APP appearing for the state has opposed the prayer of regular bail.

Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as custody of the petitioner, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Itarhi P.S. Case No. 373 of 2022 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned C.J.M., Buxar.

(Sunil Kumar Panwar, J)

shubham/-

U		T	
---	--	---	--

