

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.43061 of 2022**

Arising Out of PS. Case No.-120 Year-2022 Thana- PAKARIBARAW District- Nawada

NIRAJ KUMAR @ GUTKA S/o- Anil yadav R/o village - Shyamdeo, P.S.-  
Pakribarawan, District - Nawada.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Durgesh Nandan

For the Opposite Party/s : Mr.Raj Ballabh Singh

**CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR**  
**ORAL ORDER**

3      04-01-2023                      Heard learned counsel for the petitioner and learned  
APP for the State.

The petitioner seeks regular bail in connection with  
Pakribarawan P.S. Case No. 120 of 2022 registered for the  
offence under Sections 25(1-b)a/26 of the Arms Act.

Prosecution case relates to recovery of a country made  
pistol from the house 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. It is further submitted that  
the country made pistol without a cartridge is non-operational  
and the place of occurrence from where the recovery has been  
made is of joint possession. A statement has been made in para 3  
of the petition that the petitioner has got no criminal antecedent.



The petitioner is languishing in judicial custody since 12.4.2022.

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, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Pakribarawan P.S. Case No. 120 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 Judicial Magistrate 1<sup>st</sup> Class, Nawada.

**(Sunil Kumar Panwar, J)**

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