

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.44778 of 2023

Arising Out of PS. Case No.-21 Year-2023 Thana- DINARA District- Rohtas

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BRIJESH MISHRA @ HARESH BABA @ BRAJESH MISHRA SON OF
JAGDISH MISHRA VILLAGE MADHUKARPUR PS DINARA, DIST-
ROHTAS

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Nagendra Upadhyay

For the Opposite Party/s : Mr.Md. Matloob Rab

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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.

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

3. Prosecution case relates to recovery of one country
made katta and 8 live cartridges from from the house of the
petitioner.

4. It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. The said
recovery has been made from the joint house of the petitioner
and petitioner was not aware about keeping of the arms in his
house. 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 21.01.2023.

5. The application for bail is opposed by learned APP for the State.

6. 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 ACJM-II, Bikramganj, Rohtas in connection with Dinara P.S. Case No. 21 of 2023.

(Sunil Kumar Panwar, J)

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