

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.46157 of 2023

Arising Out of PS. Case No.-288 Year-2019 Thana- NAVINAGAR District- Aurangabad

SANTOSH PASWAN Son of Vijay Paswan Resident of village - Kurmi
Pokrha, P.S. - Nabinagar, Distt. - Aurangabad

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Binod Kumar Pandey
For the Opposite Party/s : Mr.Nawal Kishore Prasad

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 04-08-2023 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for regular bail in a case
instituted for the offence under Sections 25(1-B)a and 26 of the
Arms Act.

3. As per prosecution case, there has been recovery of
one country-made pistol and three live cartridges from the
petitioner.

4. It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. He has
committed no offence. The petitioner has no concern with the
alleged arms and cartridges, which were seized by the police.
Only on the basis of suspicion, petitioner has implicated in the
present case by the police due to his criminal antecedents. The



provision of Section 100 of the Cr.P.C. has not followed in this case. He is languishing in judicial custody since 12.10.2019.

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 as well as the period of custody, 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 Court below in connection with Navinagar P.S. Case No. 288 of 2019.

(Sunil Kumar Panwar, J)

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