

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.48837 of 2023**

Arising Out of PS. Case No.-24 Year-2023 Thana- BHAGALPUR KOTWALI District-  
Bhagalpur

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AMIT KUMAR SON OF SUBODH PRASAD YADAV RESIDENT OF  
VILLAGE- JAGATPUR, P.S.- PARBATT, (NAUGACHIA), DISTRICT-  
BHAGALPUR

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Syed Masleh Uddin Ashraf

For the Opposite Party/s : Mr.Ganesh Prasad Singh

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

2      10-08-2023                      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, 35 and 26 of  
the Arms Act.

3. As per prosecution case, on receiving a secret  
information that one person kept illegal weapon with him  
thereafter the police personnel started checking the vehicles and  
one person apprehended and there has been recovery of one  
loaded country-made pistol and one mobile phone 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 antecedent. He submitted that charge-sheet has already been framed. He is languishing in judicial custody since 05.01.2023.

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 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 Bhagalpur Kotwali P.S. Case No. 24 of 2023.

**(Sunil Kumar Panwar, J)**

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