

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49601 of 2023

Arising Out of PS. Case No.-177 Year-2022 Thana- MATIHANI District- Begusarai

DIPANSHU KUMAR S/O MUNNA CHAUDHARY R/O VILLAGE-
MATIHANI , PS. MATIHANI, DIST. BEGUSARAI

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ashok Kumar

For the Opposite Party/s : Mr.Nirmal Kumar Sinha

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 11-08-2023 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 loaded country-made pistol and one live cartridge near the
gate of 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. Petitioner has not apprehended on spot.
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. No incriminating article has been recovered from the conscious possession of the petitioner. He is languishing in judicial custody since 15.04.2023.

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 Matihani P.S. Case No. 177 of 2022.

(Sunil Kumar Panwar, J)

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