

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.55583 of 2023

Arising Out of PS. Case No.-134 Year-2023 Thana- KHAIRA District- Saran

Rahul Kumar S/O Satyendra Kumar Rai @ Satendra Ray R/O Village- Hare
Ram Ke Tola, Ps. Khaira, Dist. Saran At Chapra

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr. Dewendra Narayan Singh, Advocate
For the Opposite Party : Mr. Lalan Kumar, A.P.P.

CORAM: HONOURABLE MR. JUSTICE KHATIM REZA
ORAL ORDER

2 30-08-2023 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks bail in connection with
Khaira P.S. Case No. 134 of 2023 dated 10.04.2023, instituted
for the offences punishable under Sections 25(1-b)a, 26, 35 of
the Arms Act.

3. Allegation is recovery of one live cartridge and a
VIVO Mobile Phone (Mobile Phone was purchased by the
petitioner) from the possession of the petitioner.

4. Learned counsel for the petitioner submits that
the petitioner is innocent and he has falsely been implicated in
this case. It is submitted that the petitioner has been
implicated with false allegation in the present case, the only



reason behind it is that when the raid was conducted, he was passing through by the side of the place of occurrence and was caught merely on the basis of suspicion. Lastly, it has been submitted that the petitioner is in custody since 10.04.2023 has no criminal antecedent and charge-sheet has been submitted in the case.

5. Learned A.P.P. has opposed the prayer for bail of the petitioner.

6. Having considered the facts and circumstances of the case and submissions of learned counsel for the parties, let the petitioner be released on bail upon furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Judicial Magistrate – 1st Class, Saran at Chapra in Khaira P.S. Case No. 134 of 2023.

(Khatim Reza, J)

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