

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.60220 of 2023

Arising Out of PS. Case No.-441 Year-2023 Thana- SONEPUR District- Saran

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ASHUTOSH KUMAR @ AASU S/O RAMLOCHAN SINGH R/O
VILLAGE- CHAUSIYA, PS. SONPUR, DIST. SARAN AT CHAPRA

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ajit Kumar Singh

For the Opposite Party/s : Mr.Anuj Kumar Shrivastava

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 14-09-2023 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 414/34 of the Indian
Penal Code and Sections 25(1-b)a, 26 and 35 of the Arms Act.

3. As per prosecution case, there has been recovery of
one live cartridge 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 cartridge, which were seized by the police. Petitioner is
neither the owner nor the care taker of the alleged vehicle. Only
on the basis of suspicion, petitioner has implicated in the present
case by the police. The provision of Section 100 of the Cr.P.C.



has not followed in this case. He is languishing in judicial custody since 04.06.2023.

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 Sonapur P.S. Case No. 441 of 2023.

(Sunil Kumar Panwar, J)

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