

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.63285 of 2023

Arising Out of PS. Case No.-88 Year-2023 Thana- MITHANPURA District- Muzaffarpur

Mantu Lal Gupta, S/O - Jai Ram Prasad Gupta, R/O Village- Najirpur,
Prabhat Nagar, P.S- Ahiyapur, Distt.- Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shashank Shekhar, Advocate

For the Opposite Party/s : Mr. Bharat Bhushan, APP

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 10-10-2023 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in a case instituted for the offences under Sections 399, 402 and 411 of the Indian Penal Code and Sections 25(1-b)a, 26 and 35 of the Arms Act.

3. As per the allegation, the informant acting upon a secret information apprehended this petitioner along with three other FIR named co-accused persons and one unknown person and from the possession of this petitioner, one loaded country made pistol was recovered.

4. It has been submitted on behalf of the petitioner that the petitioner is in custody since 02.03.2023. The petitioner has remained in custody for approximately seven months. There is no allegation of tampering of witnesses alleged against the



petitioner. Charge-sheet has been submitted in the present case.
The petitioner has falsely been implicated in the present case.
One loaded country made pistol is said to have been recovered.
There is no compliance of Section 100 of Cr.P.C.

5. On behalf of the State, it is submitted that the petitioner is named in the F.I.R/complaint case.

6. Considering the aforesaid facts and circumstances, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the Court below/concerned Court in connection with Mithanpura P.S. Case No. 88 of 2023.

(Sudhir Singh, J)

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