

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.64810 of 2022

Arising Out of PS. Case No.-114 Year-2022 Thana- BALIYA District- Begusarai

=====

HEMANT KUSHWAHA Son of Chandrama Singh Resident of village -
Agiaon, P.S.- Agiaon, District - Bhojpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr.Navin Kumar Singh

For the Opposite Party/s : Mr.Madhura Nand Jha

=====

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 24-02-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has prayed for regular bail in a case
registered for the offence punishable under sections 25(1-b)a, 26
of the Arms Act.

Prosecution case relates to recovery of three country
made pistols along with three magazines without valid
documents and mobile phone from the possession of the
petitioner.

Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. He has
falsely been implicated in the present case by the police due to
not being a seizure list witness to the alleged occurrence. The
petitioner has no concern with the alleged recovery of country



made pistols or with the magazines. As a matter of fact, nothing incriminating article has been recovered from his conscious possession of the petitioner. A statement has been made in para-3 of the petition that the petitioner has got no criminal antecedent. It is further submitted that the petitioner is languishing in judicial custody since 29.4.2022.

Learned APP appearing for the state has opposed the prayer of regular bail.

Having heard learned counsel for the parties and considering the facts and circumstances of the case, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Balia P.S. Case No. 114 of 2022 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Court of Additional Sessions Judge-IX, Begusarai.

(Sunil Kumar Panwar, J)

Amandeep/-

U		T	
---	--	---	--

