

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72510 of 2023

Arising Out of PS. Case No.-151 Year-2023 Thana- KOCHADHAMAN District- Kishanganj

MD. MUBARAK @ MD. MUBARAK ALAM SON OF IMAM @
IMAMUDDIN R/O VILLAGE- HINGWA, P.S.- ROUTA, DISTRICT-
PURNEA

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Mrityunjay Kumar
For the Opposite Party/s : Mr.Pawan Kumar Chaurasia

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 28-11-2023 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, 26(iii) and 27
of the Arms Act.

3. As per prosecution case, on receiving a secret
information that one person kept illegal weapon with him
thereafter the police personnel reached at that place. One person
apprehended and there has been recovery of one country-made
pistol and 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 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 antecedent. He further submitted that the motorcycle bearing Honda SP-125 Reg. No. BR37AC-6865 which has been alleged to be recovered from the possession of the petitioner belongs to the petitioner itself. He is languishing in judicial custody since 23.06.2023.

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 Chief Judicial Magistrate, Kishanganj in connection with Kochadhaman P.S. Case No. 151 of 2023.

(Sunil Kumar Panwar, J)

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