

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18540 of 2023

Arising Out of PS. Case No.-152 Year-2022 Thana- MEDNI CHAUKI District- Lakhisarai

Shivsagar Poddar @ Dharma Son Of Debendra Poddar @ Devendra Poddar
R/V- Deoghara Chandra Tola, P.S- Medni Chowki Dist- Lakhisarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Manohar Prasad Singh
For the Opposite Party/s : Mr.Umanath Mishra

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 17-05-2023 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, 35 of the Arms Act and Section 37(1) of the Bihar Prohibition and Excise Act.

As per FIR, it is alleged that one country made pistol was recovered from the waist of the petitioner and co-accused was found in drunken in condition.

Learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence. He has falsely been implicated in this case. The petitioner has no concern with the alleged recovery and he has got no



criminal antecedent. It is further submitted that the co-accused has already been granted bail by learned trial court. The petitioner is languishing in judicial custody since 16.11.2022.

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 as well as custody of the petitioner, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Medni Chowki P.S. Case No. 152 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 Judicial Magistrate, Ist Lakhisarai.

(Sunil Kumar Panwar, J)

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