

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7463 of 2024

Arising Out of PS. Case No.-170 Year-2022 Thana- KUMAR KHAND District- Madhepura

Sagar Sunny @ Sunny Sagar @ Sagar Sanny Son Of Sri Uday Kumar @
Uday Yadav Resident Of Village- Belo Kala/ Belo, Ward No. 07, Ps-
Murliganj, Distt- Madhepura

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Mritunjay Kumar
For the Opposite Party/s : Mr.Sanjay Kumar Singh

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 22-02-2024 1. Heard learned counsel for the petitioner and
learned A.P.P. for the State.

2. The petitioner apprehends his arrest in a case
registered for the offences punishable under Sections 399 and
402 of the IPC, Sections 25(1-b)a, 26 and 35 of the Arms Act
and Section 30(a) of the Bihar Excise Act.

3. Learned counsel for the petitioner submits that the
petitioner has antecedent of two cases and allegation is of
recovery of arms, ammunition and liquor from Saurav, Ranjeet,
Ritesh, Amardeep, Guddu and Raja. It is next submitted that
total recovery of liquor is of 360 *ml* from the accused persons
apart from country-made pistols and live cartridges and mobile
phones.

4. Learned counsel for the petitioner submits that the
petitioner was not arrested from the spot as such nothing was



recovered from his conscious possession. The learned counsel next submits that presently since the police is aware that in cases relating to excise the courts are lenient in granting bail, as such, accused are now being implicated in cases of Arms Act along with Excise Act showing recovery of cartridges and country-made revolvers. It is next submitted that no doubt, in the confessional statement, co-accused have taken the name of the petitioner stating that one of the mobile numbers belongs to the petitioner, but then the said SIM was lost and the petitioner was issued fresh SIM from the telecom company, but then this aspect of the matter has not been investigated by the police.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioner.

6. Considering the submissions made by the learned counsel for the petitioner, the petitioner above-named, in the event of his arrest or surrender before the learned trial court within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of the learned trial court where the case is pending/successor court in connection with Kumarkhand P.S. Case No. 170 of 2022 subject to the conditions as laid down



under Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

SUMIT/-

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

