

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8177 of 2024

Arising Out of PS. Case No.-1047 Year-2023 Thana- GAYA MUFASIL District- Gaya

Arvind Prasad Yadav, aged about 39 years, male, Son of Late Kedar Yadav
R/v- Maniyara, PS- Muffasil, District- Gaya

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sunil Kumar, Advocate.

For the Opposite Party/s : Mr. Suman Kumari Singh, A.P.P.

**CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND
MALVIYA**

ORAL ORDER

2 19-02-2024 Heard learned counsel for the petitioner and

learned APP for the State.

2. The petitioner is in custody in connection
with Muffasil P.S Case No. 1047 of 2023 registered for
the offences punishable under Sections 25(1-B)a, 26 of
Arms Act.

3. As per allegation in the FIR, one country-
made pistol loaded with six live cartridges were
recovered from the possession of the petitioner.

4. Learned counsel for the petitioner submits
that petitioner has falsely been implicated in this case.
He further submits that charge-sheet has already been



submitted in this case by the police. It is next submitted that on perusal of seizure list there are no independent witnesses. It is also submitted that petitioner is in judicial custody since 10.10.2023.

5. However, learned APP for the State oppose the prayer for regular bail of the petitioner.

6. On perusal of the FIR, impugned order and period of custody and also considering the aforesaid facts and circumstances of the case and submissions made on behalf of the petitioner, let the above named petitioner be released on bail ***after framing of the charge*** on furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned C.J.M, Gaya in connection with Muffasil P.S Case No. 1047 of 2023.

7. The trial court is directed to conclude the proceeding of framing of charge according to law within a period of 15 days from the date of receipt of a copy of this order. However, it is made clear that ***if the charge-sheet has not been submitted*** then the petitioner shall



be released on bail on the above conditions and he shall
be present physically on each and every date before the
trial court till conclusion of the proceeding of framing
of charge.

(Ramesh Chand Malviya, J)

Nilmani/-

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

