

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9039 of 2024

Arising Out of PS. Case No.-133 Year-2023 Thana- ALIPUR District- Gaya

Chandan Kumar Son Of Shyam Bahadur Yadav R/O-Thanpur, P.S.-ALIPUR,
Distt.-GAYA

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Sharda Nand Mishra, Advocate

For the Opposite Party/s : Mr.Prem Kumar Jha, APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 20-02-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in Alipur P.S. case No.
133 of 2023 instituted for the offences under Sections 25(1-b)a,
26 and 35 of the Arms Act.

3. The prosecution case, in short, is that 7 country
made pistol and one mobile phone have been recovered from the
house of the petitioner.

4. Learned counsel for the petitioner submits that the
petitioner has falsely been implicated in the present case.
Charge-sheet has been submitted in this case. The petitioner
has got no concern with the alleged recovery of arms. Learned
counsel submits that the petitioner is pursuing his Intermediate



from S.V. High School, Gaya. The petitioner is in custody since 19.09.2023 and has got no criminal antecedent. There is no compliance of Section 100 of Cr.P.C.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case, the period of custody undergone by the petitioner and the petitioner having clean antecedent, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Alipur P.S. case No. 133 of 2023.

(Rudra Prakash Mishra, J)

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