

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.13094 of 2024

Arising Out of PS. Case No.-981 Year-2023 Thana- AGAMKUAN District- Patna

Rahul Kumar S/O Ram Prasad Singh R/O Village- Sanda, P.S- Tikari, Dist.-
Gaya, At Present, Baudh Bihar Colony, Tenant (in the house of Munna Singh
@ Deepak Kumar), P.S- Agamkuan, Distt.- Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner : Mr. Raj Kishor Prasad, Advocate
For the State : Mr. Dashrath Mehta, APP

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

ORAL ORDER

2 04-03-2024 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner seeks bail in connection with
Agamkuan P.S. Case No. 981 of 2023 instituted for the offence
under Sections 25(1-B)a, 26 & 35 of the Arms Act.

3. As per prosecution case, there is recovery of one
pistol with magazine, 10 live cartridges, mobile phone and Rs.
3,700/- from the possession of the petitioner.

4. It has been submitted on behalf of the petitioner
that the petitioner is in custody since 08-10-2023. Petitioner
bears one criminal antecedent, as per disclosure made in
paragraph No. 3 of the bail application.

5. It has been further submitted by the petitioner's



counsel that petitioner has been falsely implicated in the present case. Petitioner has no concern with the alleged recovered arms. There is no compliance of Section 100 of the Cr.P.C. Charge sheet has already been submitted in this case.

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

7. Considering the aforesaid facts and circumstances of the case, period of custody of the petitioner, charge sheet being submitted and clean antecedent of the petitioner, this Court is inclined to grant bail to the petitioner.

8. Let the petitioner be released on bail, **after framing of charge, if not already framed**, 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 Agamkuan P.S. Case No. 981 of 2023.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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