

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12581 of 2024

Arising Out of PS. Case No.-109 Year-2023 Thana- MEDNI CHAUKI District- Lakhisarai

Mukesh Saw @ Mukesh Sah Son of Sudhir Saw Resident of Devghara, P.S.-
Medni Chowki, Distt.- Munger.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Jyoti Ranjan Jha, Advocate

For the Opposite Party/s : Mr.Madhura Nand Jha, APP

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

ORAL ORDER

2 01-03-2024 Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner seeks bail in Medini Chowki P.S.
case No. 109 of 2023 (Sessions Trial No. 303 of 2023)
instituted for the offences under Sections 25(1-b)A, 26(i)
(ii), 25(1-A), 25(1-AA), 25(1-AC) and 35 of the Arms Act.

3. Prosecution allegation, in short, is that the
accused persons including the petitioner were involved in
the manufacturing of arms and thereafter they used to sale
and purchase of arms. It is further alleged that the petitioner
was a mechanic. Materials used in the manufacturing of
arms were recovered.



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 or with the co-accused persons. There is no independent witness of the alleged seizure. The petitioner is in custody since 18.07.2023 and has one criminal antecedent. There is no compliance of Section 100 of the Cr.P.C. Co-accused persons have been granted bail by a Coordinate Bench of this Court vide order dated 10.01.2024 passed in Cr. Misc. No. 84973 of 2023.

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 claim based on parity, 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 Medini



Chowki P.S. case No. 109 of 2023 (Sessions Trial No. 303
of 2023).

(Rudra Prakash Mishra, J)

Pankaj/-

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

