

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.14092 of 2024

Arising Out of PS. Case No.-560 Year-2023 Thana- JAKKANPUR District- Patna

Manoj Prasad @ Manoj Ram Son of Mahavir Prasad @ Mahavir Ram R/o
Chandpur Bela, Chamartoli, P.S.- Jakkanpur, District- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Dhirendra Prasad Sinha, Adv.

For the Opposite Party/s : Mr.Bharat Lal, APP

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

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
Jakkanpur P.S. Case No.560 of 2023 instituted for the offences
punishable under Sections 25(1-b)a/26 of the Arms Act.

3. The prosecution case relates to recovery of one
loaded country made pistol with one live cartridge from possession
of the petitioner.

4. Learned counsel for the petitioner submits that
petitioner is innocent and has committed no offence. He has
falsely been implicated by the police due to his criminal
antecedents. He has no concern with alleged arms which were
seized by the police.

5. Learned APP for the State has vehemently opposed



the prayer for bail.

6. From perusal of the F.I.R. and seizure list, it appears that one country made pistol with loaded cartridge recovered from the possession of the petitioner and petitioner is in custody since 18.09.2023. Considering the facts and circumstances of the case and submissions of learned counsel for the parties as well as period of custody of the petitioner, this Court is inclined to enlarge the petitioner on bail *after framing of charge* on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Additional C.J.M.-VIII, Patna in connection with Jakkanpur P.S. Case No. 560 of 2023.

7. The trial Court is directed to conclude the proceeding of framing of charge according to law within a period of 15 (fifteen) 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 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)

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