

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.19595 of 2024**

Arising Out of PS. Case No.-500 Year-2023 Thana- BEGUSARAI MUFFASIL District-  
Begusarai

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Raj Kumar @ Birju Choudhary Son of Late Rajendra Choudhary Resident of  
Village- Hazi Subhan, P.S.- Kotwali, District- Munger

... .. Petitioner/s

Versus

The State of Bihar Patna

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Manendra Kumar Sinha  
For the Opposite Party/s : Mr.Binod Kumar

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

ORAL ORDER

2      22-03-2024                                      Heard learned counsel appearing on behalf  
of the parties.

2.            The petitioners seek bail in connection with  
Begusarai Mufassil P.S. Case No.500 of 2023 registered for the  
offence under Sections 25(1-B)a, (1a), (1b), 26, 35 of the Arms  
Act.

3.            Allegation against this petitioners is to have  
engaged in preparation of illegal firearms and during search  
semi prepared barrels, drilling pin, hammer, iron rod and other  
articles were recovered.

4.            Learned counsel appearing on behalf of the  
petitioners has submitted that petitioners have falsely been  
implicated in the present case. It is submitted that alleged



recovery has not been made from conscious physical possession of these petitioners and they have no concern with the alleged recovery and place of recovery. It is submitted that seizure list appears doubtful being not supported by independent witnesses, rather by police personnels. It is further submitted that similarly situated co-accused person has already been granted bail by this Court through Cr. Misc. No.83281 of 2023 on 04.03.2024. It is further submitted that petitioners are a man of clean antecedent and they are in custody since 26.08.2023.

5. Learned APP appearing for the State, opposes the prayer for bail of the petitioners.

6. Considering the facts and circumstances and submissions made on behalf of the petitioners, let both the petitioners, above named, are directed to be released on bail, ***after framing of the charge***, in connection with Begusarai Mufassil P.S. Case No.500 of 2023 on furnishing bail bonds of Rs.25,000/- (Rupees Twenty Five Thousand) each with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Begusarai.

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 above named petitioners shall be released on bail on furnishing bail bond with further condition that the petitioners have to present physically on each and every date before the Trial Court till conclusion of the proceeding of framing of charge.

(Ramesh Chand Malviya, J)

Mayank/-

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