

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16843 of 2024

Arising Out of PS. Case No.-131 Year-2023 Thana- LODIPUR District- Bhagalpur

Md. Salman @ Salmi @ Samim Son of Nasim @ Md. Nasim Resident of
Village- Ustu, Police Station- Lodipur, District- Bhagalpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner : Mr. Dr. Manoj Kumar, Advocate
For the State : Mr. Shailendra Kumar, APP

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

ORAL ORDER

2 13-03-2024 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner seeks bail in connection with
Lodipur P.S. Case No. 131 of 2023 instituted for the offence
under Sections 25(1-B)a, 26, 28 & 35 of the Arms Act.

3. As per the prosecution case, there is recovery of
huge quantity of arms and ammunition and several semi-
manufactured arms from the house of co-accused, namely, Md.
Anjanul.

4. It has been submitted on behalf of the petitioner
that the petitioner is in custody since 20-07-2023. 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 recovery rather petitioner had gone to his *sasural* in the house of Md. Anjarul, who is brother-in-law of the petitioner, where raid was conducted. It is lastly submitted that seizure list is not in accordance with law and charge sheet has been already submitted in the instant 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 and charge sheet being submitted, this Court is inclined to grant bail to the petitioner.

8. 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 Lodipur P.S. Case No. 131 of 2023, subject to the following conditions:

(I) One of the bailors shall be own/close member of the family of the petitioner.



(II) The petitioner shall appear on each and every date fixed at the trial. In case of default in such appearance on two consecutive dates, the Trial Court will have liberty to cancel the bail bonds of the petitioner.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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

