

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.26020 of 2024**

Arising Out of PS. Case No.-187 Year-2023 Thana- MAHINDWARA District- Sitamarhi

Abhay Singh @ Pau Singh S/o Late Harchandra Singh @ Harishchandra  
singh Resident of village Neuri Old PS Runnisaidpur New PS Mahindwara  
district Sitamarhi

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Vikash Kumar Jha, Adv.

For the Opposite Party/s : Mr.Aditya Narayan Singh.1

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

ORAL ORDER

2      26-04-2024                      Heard learned counsel for the petitioner and learned  
APP for the State.

2. The petitioner is in custody in connection with  
Mahindwara P.S Case No. 187 of 2023 registered for the  
offences punishable under Sections 25(1-B)(a), 26, 35 of the  
Arms Act.

3. As per prosecution case, some arms and  
ammunition were recovered from the conscious possession of  
the petitioner.

4. Learned counsel for the petitioner submits that  
petitioner has falsely been implicated in this case. It is also  
submitted that petitioner is in judicial custody since 31.12.2023.

5. However, learned APP for the State oppose the



prayer for regular bail of the petitioner.

6. On perusal of the FIR, impugned order, seizure list, it appears that there is no independent witness of the seizure list and also considering the aforesaid facts and circumstances of the case and submissions made on behalf of the petitioner, let the above named petitioner be released on bail ***after framing of the charge*** on furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned C.J.M-1st, Sitamarhi in connection with Mahindwara P.S Case No. 187 of 2023.

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

Mayank/-

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