

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27021 of 2024

Arising Out of PS. Case No.-363 Year-2023 Thana- MANIYARI District- Muzaffarpur

Monu Kumar S/O Nanki Ram R/O Village- Mahmmadpur Mobarak, P.S-
Maniyari, District- Muzaffarpur.

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ganesh Prasad Singh
For the Opposite Party/s : Mr.Dr. Indihar Kumari

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

ORAL ORDER

2 09-04-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with
Maniyari P.S. Case No. 363 of 2023 instituted for the offences
punishable under Sections 25(1-b)a, 26/35 of the Arms Act.

3. As per prosecution case, there has been recovery of
one loaded country-made pistol from the possession of the
petitioner.

4. Learned counsel for the petitioners submitted that
the petitioner has falsely been implicated in the present case.
Charge-sheet has been submitted in this case. The petitioner has
no concern with the alleged arms and cartridges, which were
seized by the police. Only on the basis of suspicion, petitioner



has implicated in the present case by the police due to his criminal antecedent. The provision of Section 100 of the Cr.P.C. has not been followed in this case while preparing the seizure list. The petitioner is in custody since 20.11.2023 and he has one criminal antecedent in which he is on bail.

5. Learned APP 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 as well as the period of custody undergone by the petitioner, 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 Maniyari P.S. Case No. 363 of 2023.

(Rudra Prakash Mishra, J)

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