

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28800 of 2024

Arising Out of PS. Case No.-259 Year-2023 Thana- BAHADURPUR District- Darbhanga

Mannu Sahni @ Mannu Kumar Sahni @ Mannu S/O Late Pacchu Sahni R/O
Village- Chandi, P.S- Bahadurpur, Distt.- Darbhanga.

	Versus	 Petitioner/s
The State of Bihar		 Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr.Nilendu Kumar Choudhary
For the Opposite Party/s	:	Mr.Amitesh Kumar

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

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

2. The petitioner has prayed for regular bail in a case registered for the offence punishable under section 25(1-b)a, 26, 35 of the Arms Act.

3. As per FIR, the petitioner was apprehended on spot while he along with other was assembled for hatching a conspiracy in mango orchard of one Raj Kumar Yadav. On search one country made pistol along with magazine loaded with four live cartridges were recovered from co-accused Lalan Kr. Yadav and petitioner managed to escape. His name was disclosed by local chowkidar.

4. Learned counsel appearing on behalf of the petitioner has submitted that petitioner is innocent and has committed no offence. He has falsely been implicated in this



present case merely on the basis of suspicion. The petitioner has no concern with the alleged recovery rather he has been made accused in this case due to high handedness of the police officials. It is further submitted that Section 100 of the Cr.P.C. has not been followed while preparing the seizure list. Similarly situated other accused person has already been enlarged on bail by this Court vide order dated 11.10.2023 passed in Cr. Misc. No. 64764 of 2023. The petitioner is languishing in judicial custody since 3.2.2024.

5. Learned APP appearing for the State has vehemently opposed the prayer of Bail.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as judicial custody, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Bahadurpur P.S. Case No. 259 of 2023 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Sub-Divisional Judicial Magistrate, Darbhanga.

(Sunil Kumar Panwar, J)

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