

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.44366 of 2024**

Arising Out of PS. Case No.-34 Year-2024 Thana- SIMRI BAKHTIYARPUR District-  
Saharsa

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Suman Kumar Babuwan @ Suman Babuwan Son Of Manikant Choudhary  
R/O- Village- Dumrail, Ward No. 33, P.S.- Saharsa, Distt.- Saharsa

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Pramod Mishra, Advocate  
For the Opposite Party/s : Mr.Raj Kishor Singh, APP

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**CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY**  
**ORAL ORDER**

- 3      09-08-2024      1. Heard learned counsel for the petitioner and learned  
APP for the State.
2. The petitioner has preferred this application for  
grant of regular bail in connection with Simri Bakhtiyarpur P.S.  
Case no. 34 of 2024 registered under sections 25(1-B)a, 26 and  
35 of the Arms Act.
3. As per the prosecution case, the informant states  
that on having received information about the accused persons  
having gathered and planning to give effect to an occurrence, a  
raid was conducted. The petitioner and one another were caught  
at the place of occurrence and it is stated that from the  
possession of the petitioner a loaded country made pistol with  
two live cartridges were recovered.



4. Learned counsel for the petitioner submits that no incriminating article has been recovered from the petitioner’s possession and he has been falsely implicated in the case because of his antecedents. The petitioner is in custody since 2.2.2024 and charge-sheet has been submitted in the case.

5. The application for bail is opposed by learned APP for the State.

6. Having heard learned counsel for the parties and taking into consideration the allegations against the petitioner in the F.I.R, his having remained in custody for more than 6 months since 2.2.2024 and charge-sheet having been submitted in the case, the petitioner is directed to be enlarged on bail in connection with Simri Bakhtiyarpur P.S. Case no. 34 of 2024, on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Saharsa.

**(Partha Sarthy, J)**

Harsh/-

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