

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.45234 of 2024

Arising Out of PS. Case No.-82 Year-2024 Thana- DHAMDAHA District- Purnia

SAINI DAS SON OF LATE CHANDAN DAS VILLAGE- DAMGAR, P.S.-
DHAMDAHA, DISTT.- PURNEA

... .. Petitioner/s

Versus

The State of Bihar BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajiv Kumar Singh
For the Opposite Party/s : Mr.Anil Prasad Singh

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

2 03-07-2024 Heard learned counsel for the petitioner and learned
APP for the State.

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

3. As per prosecution case, while the informant along
with police personnel, on the tip off, reached at the place of
occurrence, he saw two persons fleeing away but the informant
with the help of police personnel caught one of them. The
apprehended person disclosed his name as Saini Das
(petitioner). On search, three country-made pistols and live
cartridges were recovered from house of the petitioner.

4. It has been submitted on behalf of the petitioner



that the petitioner is in custody since 28-03-2024. Nothing has been recovered from conscious possession of the petitioner. The allegation levelled against the petitioner becomes falsified as there is no independent witness on seizure. It has also been submitted that the petitioner has been implicated in the present case due to village politics.

5. Learned APP has opposed the prayer for bail.

6. Considering the aforesaid facts and circumstances as also the fact that three country-made pistols and live cartridges were recovered from house of the petitioner, I am not inclined to grant bail to the petitioner. Accordingly, prayer for bail of the petitioner in connection with Dhamdaha P.S. Case No. 82 of 2024 is rejected.

However, if so advised, the petitioner is at liberty to renew his prayer for bail after six months from today.

(Nawneet Kumar Pandey, J)

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