

Arising Out of PS. Case No.-57 Year-2024 Thana- AMBA District- Aurangabad

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... .. Petitioner/s

Versus

... .. Opposite Party/s

For the Petitioner/s : Mr. Binod Kumar Pandey, Advocate

For the Opposite Party/s : Mr. Ram Priya Sharan Singh, APP

ORAL ORDER

2. The petitioner seeks bail in Amba P.S. Case No. 57 of 2024, instituted for the offences punishable under Sections 25(1-b)a and 26 of the Arms Act.

3. The prosecution case, in short, is that, two country made pistol, two tharnet and two barrel pipes were recovered from the house of the petitioner.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in the present case. Charge-sheet has been submitted in this case. No incriminating material has been recovered from the conscious



possession of the petitioner. The petitioner has no concern with the alleged recovery of arms. Learned counsel for the petitioner further submits that the alleged recovery has been made from cow-dung room which is an open place and easily accessible to everyone. The petitioner is in custody since 20.03.2024 and has got no criminal antecedent. There is no compliance of Section 100 of Cr.P.C.

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 and taking into account 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/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Amba P.S. Case No. 57 of 2024, subject to the following conditions:

(I) One of the bailors shall be own/close member of the family of the petitioner.

(II) The petitioner shall appear on each and every date fixed at the trial. In case of default in such appearance on two



consecutive dates, the Trial Court will have liberty to cancel the
bail bonds of the petitioner.

(Rudra Prakash Mishra, J)

Rajorshi/-

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