

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.61361 of 2024

Arising Out of PS. Case No.-192 Year-2024 Thana- UDWANTNAGAR District- Bhojpur

Lav Kush Kumar Son of Shailesh Mauar @ Shailendra Mauar R/o Village-
Satya Shivnagar, P.S.- Udwanthnagar, District- Bhojpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Awadhesh Kumar Pandey

For the Opposite Party/s : Mr.Sharda Kumari

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

ORAL ORDER

2 05-09-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in Udwanthnagar P.S. Case
No. 192 of 2024 registered for the offence punishable under
Sections-25(1-B)(a)/25/26 of the Arms Act.

3. Allegedly, on the tip off, the informant along with
police personnel reached the place of occurrence where seeing
the police, one person was found fleeing away and with the help
of police, that person (the petitioner) was apprehended. On
search, three live cartridges and a fired cartridge were recovered
from his pocket.

4. Learned counsel for the petitioner has submitted
that the petitioner is innocent and he has falsely been implicated



in this case. He is the person of clean antecedent. It has also been submitted that the I.O. submitted charge sheet without sanction of the District Magistrate which is against the mandatory provision of Section-39 of the Arms Act. The petitioner is under incarceration since 12-05-2024.

5. Learned APP has opposed the prayer for bail.

6. Considering the aforesaid facts and circumstances, specially the fact that the petitioner is the person of clean antecedent, let the petitioner named above, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Bhojpur at Ara in connection with Udwantnagar P.S. Case No. 192 of 2024 with condition that the petitioner shall cooperate with the trial of the case and make himself available as and when required by the court.

(Nawneet Kumar Pandey, J)

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