

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.73714 of 2023

Arising Out of PS. Case No.-288 Year-2023 Thana- DALSINGHSARAI District- Samastipur

Golu Paswan @ Sudama Paswan, aged about 24 years, Gender-Male, Son of
Brahmdev Paswan, Resident of Village- Loknathpur Ganj, Ward No. 24, P.S.
Dalsingh Sarai, District-Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Gaurav Kumar, Advocate

For the Opposite Party/s : Mr. Md. Fahimuddin, APP

**CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND
MALVIYA**

ORAL ORDER

4 19-02-2024 Learned counsel for the petitioner and learned APP
for the State.

2. The petitioner seeks bail in connection with
Dalsinghsarai PS Case No. 288 of 2023 instituted for the
offences punishable under Sections 25(1-b) a, 26, 35 of the
Arms Act

3. As per the prosecution case, one loaded country
made pistol has been recovered from the possession of the
petitioner.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence and has
falsely been implicated in this case. From perusal of the first
information report, seizure list and impugned order of the
learned Sessions Judge, Samastipur Camp at Dalsingsarai, dated
24.08.2023, it appears that according to the self statement of the



informant, both witnesses of the seizure list are official witness.

Petitioner is in custody since 17.07.2023.

5. Learned APP opposes the prayer for bail.

6. Considering the facts and circumstances of the case and submissions of learned counsel for the parties, let the petitioner above named be released on bail ***after framing of charge*** on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned A.C.J.M., 1st DalsinghSarai at Samastipur in connection with Dalsinghsarai PS Case No. 288 of 2023.

7. The trial Court is directed to conclude the proceeding of framing of charge according to law within a period of 15 (fifteen days) from the date of receipt of a copy of this order. However, it is made clear that ***if the charge-sheet has not been submitted*** then the petitioner shall be released on bail on above conditions and he shall be present physically on each and every date before the Trial Court till conclusion of the proceeding of framing of charge.

(Ramesh Chand Malviya, J)

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