

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.81810 of 2023

Arising Out of PS. Case No.-645 Year-2023 Thana- BHAGALPUR KOTWALI District-
Bhagalpur

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Chotu Kumar @ Chotu Yadav Son Of Pappu Yadav R/O Mohalla- Adarsh
Colony, Surkhikal Bhatta, P.S.- Barari, Dist.- Bhagalpur

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Sanjeev Kumar

For the Opposite Party/s : Mr.Rajiv Nayan

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 04-01-2024 Heard learned counsel for the petitioner and

learned A.P.P appearing on behalf of the State.

The petitioner is languishing in custody in a

case registered for the offences punishable under

Sections 341, 323, 504, 506, 389/34 of the Indian

Penal Code and Sections 25, 25(1-B) a, 26, 35 of the

Arms Act.

There is recovery of one country made pistol

and three live cartridges from the possession of the

petitioner.



It is submitted by learned counsel for the petitioner that petitioner is innocent and he has falsely been implicated in this case. Nothing has been recovered from the conscious possession of the petitioner. The petitioner has no concern with the seized arms. The petitioner is languishing in custody since 13.07.2023. A statement has been made in para 3 of the petition that petitioner is accused in one other case apart from the present one.

In contra, learned A.P.P appearing on behalf of the State has vehemently opposed the prayer for bail of the petitioner.

Considering the facts aforesaid and the period under custody, let the petitioner, above named, be released on bail **after framing of charge, if the charge has already not been framed** and on furnishing bail bonds of Rs. 10,000/-(Ten Thousands) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate,



Bhagalpur in connection with Kotwali (Barari) P.S. Case
No. 645 of 2023.

(Sunil Kumar Panwar, J)

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