

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.772 of 2024

Arising Out of PS. Case No.-36 Year-2023 Thana- RAMNAGAR District- West Champaran

Md. Afan S/O Abdul Hanan R/O Village- Sabeya Devraj, P.S- Ramnagar,
Distt.- West Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Milind Kumar Mishra

For the Opposite Party/s : Mr.Kumar Veerendra Narayan

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 21-03-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

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

3. A single barrel gun alongwith 8 live cartridges and
6 fired cartridges were recovered from the room of this
petitioner.

4. It is submitted on behalf of petitioner that petitioner
has been falsely implicated in this case. No incriminating article
has been recovered from the conscious possession of this
petitioner. Provisions of Section 100 Cr.P.C. has not been
followed with respect to search and seizure. In this case,
chargesheet has already been submitted. Petitioner is in custody
since 06.07.2023.



5. However, learned A.P.P. for the State opposed the bail petition.

6. Considering the aforesaid facts and circumstances as well as period of custody, let the above named petitioner 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 S.D.J.M., Bagaha, West Champaran in connection with Ram Nagar P.S. Case No. 36 of 2023.

(Prabhat Kumar Singh, J)

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