

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.2936 of 2024

Arising Out of PS. Case No.-326 Year-2023 Thana- SUGAULI District- East Champaran

Govind Kumar S/O Bhutat Sahani @ Bhutta Sahani R/O Village- Dumari,
Ward No. 3, P.S- Sugauli, Distt.- East Champaran.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Dhannjay Kumar No 2, Adv.

For the Opposite Party/s : Mr.Navin Kumar Pandey, APP

CORAM: HONOURABLE MR. JUSTICE KHATIM REZA

ORAL ORDER

2 07-02-2024 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. The petitioner apprehends arrest in connection with
Sugauli PS Case No. 326 of 2023 dated 04-08-2023, instituted
under Sections 25(9)/27 of the Arms Act.

3. The prosecution case, in short, is that the police
registered the First Information Report (for brevity 'FIR') after
verifying a viral video, in which, the petitioner was seen holding
an illegal '*Desi Katta*' (arm) in his hand.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in this
case. It is submitted that the alleged video does not belong to the
petitioner rather it is manipulated one. It is submitted that merely
on suspicion, the petitioner has been made accused in this case.



No incriminating article has been recovered from possession of petitioner. The petitioner does not know how his photograph got viral. He has not given any such type of photograph anywhere. The petitioner has got no criminal antecedents.

5. Learned APP has opposed the prayer for bail.

6. Having considered the facts and circumstances of the case and submissions of learned counsel for the parties, in the event of arrest or surrender before the Court below within six weeks from today, the petitioner be released on bail upon furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned CJM Motihari, East Champaran at Motihari, in Sugauli PS Case No. 326 of 2023, subject to the conditions laid down in Section 438(2) of the Code of Criminal Procedure, 1973.

7. The application stands allowed.

(Khatim Reza, J)

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