

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.6785 of 2024

Arising Out of PS. Case No.-185 Year-2023 Thana- SAHPUR District- Bhojpur

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Anshu Mishra S/o Uma Shankar Mishra Resident of village Sonbarsa, P.S.-
Sahpur, District - Bhojpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Sheo Jee Mishra, Advocate

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

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**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

3 06-03-2024 Heard learned counsel for the petitioner and

learned APP for the State.

2. The petitioner seeks bail in Shahpur
(Karnamepur) P.S. case No. 185 of 2023 instituted for the
offences under Sections 25(1-b)a, 26 and 35 of the Arms
Act.

3. Prosecution allegation, in short, is that the two
country made rifles and 78 cartridges were recovered from
the two houses. The allegation against the petitioner is that
while seeing the police party, he along with others fled
away from the house of co-accused Dhanji Yadav.

4. Learned counsel for the petitioner submits that



the petitioner is innocent and has falsely been implicated in the present case. Charge-sheet has been submitted in this case. The name of the petitioner has transpired on the basis of disclosure made by Chowkidar. No incriminating material has been recovered from the conscious possession of the petitioner. Co-accused in whose house, recovery was made and another co-accused have been granted bail by Coordinate Benches of this Court vide Annexures-2 and 3 to this application. The petitioner is in custody since 02.07.2023 and has two criminal antecedents in which he is on bail. There is no compliance of Section 100 of the Cr.P.C.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case, the period of custody undergone by the petitioner and the claim based on parity, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of



Court below/concerned Court in connection with Shahpur
(Karnamepur) P.S. case No. 185 of 2023.

(Rudra Prakash Mishra, J)

Pankaj/-

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