

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.1344 of 2024

Arising Out of PS. Case No.-100 Year-2023 Thana- MORKAHI District- Khagaria

Bijendar Kumar @ Vijendra Singh, Son of Mahindar Mahto, Resident of
Village- Chharapatti PS -Alauli, District- Khagaria.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Buddhi Lal Yadav, Advocate Mr. Shekhar Kr. Singh, Advocate Mrs. Pooja Kumari, Advocate
For the Opposite Party/s	:	Dr. Ajeet Kumar, APP

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

3 21-03-2024

1. Heard learned counsel for the parties.

2. The petitioner has preferred this application for grant of regular bail in connection with Morkahi P.S. Case no. 100 of 2023 registered under sections 25(8), 26(1)(2) and 35 of the Arms Act.

3. As per the prosecution case, nine live cartridges and two mobile phones were recovered from the petitioner's possession besides other articles from other accused persons.

4. Learned counsel for the petitioner submits that no incriminating article has been recovered from the petitioner's possession. He has no criminal antecedent and has been falsely implicated in the case. He is in custody since 5.8.2023.

5. The application for bail is opposed by learned APP



for the State.

6. A report was called for with respect to the antecedent of the petitioner. As per the report received contained in letter dated 31.1.2024 of the Superintendent of Police, Khagaria, the petitioner has no criminal antecedent.

7. Having heard learned counsel for the parties and taking into consideration the allegations against the petitioner in the FIR, his not having any criminal antecedent and the petitioner having remained in custody for 7 months since 5.8.2023, the petitioner is directed to be enlarged on bail in connection with Morkahi P.S. Case no.100 of 2023, on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Additional Chief Judicial Magistrate-IVth, Khagaria.

(Partha Sarthy, J)

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