

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.85417 of 2023

Arising Out of PS. Case No.-286 Year-2023 Thana- BHAGWANPUR District- Begusarai

Himanshu Kumar @ Yash Raj @ Yash Raj @ Himanshu Kumar Son Of Hare
Ram Singh Resident Of Village - Kabiya Near Thakurwari, Police Station -
Bhagwanpur, District - Begusarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ashok Kumar, Advocate

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

**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

3 01-02-2024 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. The petitioner is apprehending his arrest in a case
in connection with Bhagwanpur P.S. Case No. 286 of 2023
dated 18.10.2023 registered for the offence/s punishable u/ss
25(1-b)a, 26, 35 and 27 of the Arms Act.

3. As per prosecution case, the informant (A.S.I.) got
confidential information that some criminals were planning to
commit crime in Bhardiha. One country made pistol with
magazine was recovered from the possession of the co-accused,
Prem Kumar, who disclosed the name of the petitioner.

4. Learned counsel for the petitioner has submitted
that the petitioner has falsely been implicated in this case. There



is general and omnibus allegation against the petitioner. No incriminating article has been recovered from the conscious possession of the petitioner and he has no concerned or any term with the apprehended accused and police has wrongly written that the apprehend accused persons disclosed the name of the petitioner. The petitioner is accused in one more case.

5. Learned A.P.P. for the State has vehemently opposed the anticipatory bail petition of the petitioner.

6. Considering the aforesaid facts and circumstances of the case as well as the allegation being general and omnibus, let the above named petitioner, in the event of his arrest/surrender within a period of six weeks from today, be enlarged on bail on furnishing bail-bond of Rs. 20,000/- (Rupees twenty thousand) with two sureties of the like amount each to the satisfaction of the learned court concerned, Begusarai in connection with Bhagwanpur P.S. Case No. 286 of 2023, subject to conditions as laid down under section 438(2) of the Code of Criminal Procedure

7. The application stands allowed.

(Chandra Prakash Singh, J)

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