

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3620 of 2024

Arising Out of PS. Case No.-400 Year-2023 Thana- SAKRA District- Muzaffarpur

Vibhuti Kumar S/O RAVINDRA THAKUR VILLAGE- NAWALPUR
MISHRAULIA, PS. SAKRA, DIST. MUZAFFARPUR.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Reena Kumari

For the Opposite Party/s : Mr.Mukesh Kumar Singh

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 31-01-2024 Heard learned counsel for the petitioner and learned
A.P.P appearing on behalf of the State.

2. The petitioner is languishing in custody in a case registered for the offences punishable under Sections 399, 402 of the Indian Penal Code and Sections 25(1A), 26, 35 of the Arms Act.

3. There is recovery of one country made pistol and two live cartridges from the possession of the co-accused Gulsan Kumar who disclosed the name of the petitioner as his associate.

4. It is submitted by learned counsel for the petitioner that petitioner is innocent and he has falsely been implicated in this case. Nothing has been recovered from the conscious possession of the petitioner. The petitioner has no concern with



the seized arms or the apprehended person. He was not apprehended on spot rather his name was disclosed by co-accused person who were apprehended on spot. The petitioner is languishing in custody since 7.10.2023. It is also submitted that co-accused Gulshan Kumar has already been granted bail by this court vide order dt. 9.1.2024 passed in Cr. Misc. No. 84073 of 2023.

5. Learned A.P.P appearing on behalf of the State has vehemently opposed the prayer for bail of the petitioner.

6. Considering the facts aforesaid and the period under custody, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 10,000/-(Ten Thousands) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate-15th, Muzaffarpur (East) in connection with Sakra P.S. Case No. 400 of 2023.

(Sunil Kumar Panwar, J)

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