

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.89346 of 2024

Arising Out of PS. Case No.-460 Year-2024 Thana- BEGUSARAI TOWN District- Begusarai

Jay Jay Ram Singh @ Balkhandi @ Jay Jay Ram Singh Son of Late Ram
Swaroop Singh Resident of Village - Ramdiri, Ward No. 8 Lavar Chak, P.S. -
Matihani, District - Begusarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr.Murli Dhar, APP

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

ORAL ORDER

3 03-04-2025 Heard learned counsel for the petitioner and learned
APP for the State. Perused the case diary.

2. The petitioner seeks bail in connection with Town
P.S. Case No. 460 of 2024 instituted for the offences under
Sections 25(1-b)a, 26, 35 of the Arms Act.

3. As per prosecution case, the police has recovered
one country-made pistol, 15 live cartridges, 02 magazine, one
Samsung mobile etc. from the motorcycle.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence as alleged
against him and has falsely been implicated in the present case.
He further submits that no arms and ammunition have been
recovered from the conscious possession of the petitioner. The



petitioner has no concern with the seized motorcycle or the mobile phone. The petitioner was also not present at his house on the day and time of alleged occurrence. The petitioner has also no concern with the other accused persons. There is a non-compliance of Section 103 of the B.N.S.S. which creates a serious doubt in the prosecution case. The petitioner has one criminal antecedent and is languishing in judicial custody since 18.10.2024 without any rhyme or reason.

5. On the other hand, learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner, stating that huge quantity of arms and ammunition has been recovered from the possession of the petitioner and other co-accused persons.

6. Having heard rival contention of both the parties and considering the entire facts and circumstances of the case as also taking into account the period of custody of the petitioner, let the petitioner, abovenamed, be released on bail, *after framing of charge if not already framed*, 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 Town P.S. Case No. 460 of 2024, subject to the following conditions;



(i) One of the bailor(s) shall be the own/close family members of the petitioner.

(ii) The petitioner shall cooperate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present as directed by the Court and in the event of failure on two consecutive dates without sufficient reasons, his bail bond shall be liable to be cancelled by the court below.

(Rudra Prakash Mishra, J)

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