

In the court of I/c. A.C.J.M.-I, Udakishunganj.

Udakishunganj P.S Case No. 177 of 2021.

G.R No.- 577 of 2021.

14.07.2021

A bail petition filed through e-filing on behalf of the petitioner, namely, Hari Om Sharana Yadav, who is in custody since 20.06.2021, is put up for hearing through video-conferencing.

Heard both sides.

It has been submitted on behalf of the petitioner that he is quite innocent and has committed no offence. No anticipatory or regular bail application has been filed on behalf of the petitioner either before the Ld. District Judge, Madhpura or before Hon'ble Patna High Court nor the same is pending anywhere. He has falsely been implicated in this case by the conspirators out of village-groupism. From perusal of the F.I.R., it appears that the conspirators played role in getting the arms recovered from the possession of petitioner. They are playing with the life of petitioner by levelling wrong allegation. The petitioner is ready to abide by each & every order of the court. The petitioner is in custody since 20.06.2021, hence, he may kindly be released on bail.

Learned A.P.O. strongly opposed the prayer of the petitioner for bail.

Perused the F.I.R., case-record as well as the case-diary. It appears that the F.I.R. has been registered for the offences punishable u/s. 25 (1-b)a/26 Arms Act. The petitioner is named in the F.I.R and arms have been recovered from the possession of the petitioner. The seizure-list dtd. 19.06.2021 of the seized arms i.e. two desi Muskets, five cartridges (three live cartridges + two misfired), and one Nokia mobile fitted with Airtel Sim No. 8864064342, is available on the record.

Considering the serious nature of offence relating to recovery of arms from the possession of petitioner, I am not inclined to enlarge petitioner Hari Om Sharana Yadav on bail. Accordingly, the petition for bail of the above-named petitioner is hereby rejected.

Dictated,

I/c A.C.J.M-I

Udakishunganj.