

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.11804 of 2014

Arising Out of PS.Case No. -197 Year- 2013 Thana -MUNGER MUFFASIL District- MUNGER

Md. Imtiyaz @ Md. Abbu @ Abbu Son Of Md. Kamaluddin @ Md. Kamal
Resident Of Bakarpur, Post- Dariyapur, P.S.- Muffasil, District- Munger

.... Petitioner/s

Versus

The State Of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr.

For the Opposite Party/s : Mr.

CORAM: HONOURABLE MR. JUSTICE AHSANUDDIN AMANULLAH

ORAL ORDER

5 31-07-2014 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner seeks bail in Mufassil P.S. Case No.
197 of 2013 dated 27.08.2013 instituted under Sections 25 (1-
B)(a)/26 (1)(2)(3)/35 of the Arms Act, 1959 and 16/20 of the
Unlawful Activities (Prevention) Act, 1967.

Learned counsel for the petitioner submits that
though from the face of the allegation it appears that there is huge
recovery but the fact is that neither are there any independent

witnesses at the time of seizure nor are they signatory on the seizure list, which indicates that there is serious doubt with regard to the recovery itself.

Learned A.P.P. submits that the recovery of such huge amount of firearms from the house of the petitioner for which there is no explanation does not indicate that the same has been by way of false implication.

Considering the facts and circumstances of the case and submissions of learned counsel for the parties, the Court is not inclined to enlarge the petitioner on bail.

Accordingly, the application stands dismissed.

However, the court below shall expedite the trial and conclude the same within six months.

(Ahsanuddin Amanullah, J.)

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