

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.51332 of 2014

Arising Out of PS.Case No. -49 Year- 2014 Thana -MASAURHI District- PATNA

=====

Mahendra Yadav @ Mahendra Prasad S/o Ramishwar Prasad R/o Village
Matauraha, P.S. Masaurhi, District Patna.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Dharendra Kumar Sinha

For the Opposite Party/s : Mr. Dr. Ravindra Kumar(App)

=====

CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

2 03-03-2015 Heard learned counsel for the petitioner and learned
counsel for the State.

In this case, the petitioner is seeking bail in
connection with Masaurhi P.S. Case No. 49 of 2014 registered for
offence under section 25(1-b)a/26/35 Arms Act.

A country made pistol along with 14 live cartridges
were recovered under the straw kept in the *Varamda* of the
petitioner. The counsel for the petitioner submits that recovery
has not been made from his conscious possession and he, having
no criminal history, is in custody since 16th August 2014.

Looking to the facts and circumstances of the case,
let the petitioner, above named, be released on bail on his
furnishing bail bond of Rs. 10,000/- (ten thousand) with two

sureties of the like amount each to the satisfaction of learned Sub-Divisional Judicial Magistrate, Masaurhi, Patna in connection with Masaurhi P.S. Case No. 49 of 2014, subject to the condition that (i) one of the bailors shall be a close relative of the petitioner (ii) if the petitioner is found involved in future in similar type of case, the prosecution will be at liberty to make prayer for cancellation of his bail and the court below will pass necessary order, including cancellation of bail and (iii) the petitioner would cooperate the proceeding of the court below. In event of failure to appear on two consecutive dates, the court below will be at liberty to pass the order, including cancellation of bail bonds.

(Shivaji Pandey, J)

Mahesh/-

U			
---	--	--	--