

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No. 45265 of 2014**

Arising Out of PS.Case No. -78 Year- 2013 Thana -BHADAUR District- PATNA

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Sukhari Paswan @ Shailendra Paswan Son of Late Basudev Paswan  
resident of Village Dhobichak, P.S. Bhadaur, District Patna.

.... .... Petitioner/s

Versus

The State of Bihar.

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.

For the Opposite Party/s : Mr.

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**CORAM: HONOURABLE MR. JUSTICE AHSANUDDIN**  
**AMANULLAH**

ORAL ORDER

2. 07.01.2015 Heard learned counsel for the petitioner and  
Mr. Pranav Kumar, learned A.P.P. for the State.

The petitioner seeks bail in Bhadaur P.S. Case  
No. 78 of 2013 dated 11.10.2013 instituted under Sections  
25(1-B) (a)/26/35 of The Arms Act, 1959.

The prayer for bail of the petitioner was earlier  
rejected on 25.09.2014 in Cr. Misc. No. 26983 of 2014 on the  
ground that wrong statement has been made in the main  
application with regard to the antecedent of the petitioner.

Learned counsel for the petitioner submits  
that the petitioner is alleged to have caught with a loaded  
countrymade pistol. Learned counsel submits that the  
petitioner is accused in two other cases of the year 1999 and  
2005 and is in custody in the present case since 12.10.2013.  
It is submitted that the petitioner undertakes not to indulge in  
any other criminal activity for which the Court may impose

suitable conditions.

Learned A.P.P. opposes the prayer for bail.

Considering the facts and circumstances of the case and submissions of learned counsel for the parties, let the petitioner be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned A.C.J.M., Barh, Patna in Bhadaur P.S. Case No. 78 of 2013. One of the bailors shall be the wife of the petitioner. The petitioner and the bailors shall execute bond with regard to good behaviour of the petitioner. The petitioner shall also give an undertaking to the Court that he shall not indulge in any criminal activity. Any violation of the terms and conditions of the bonds or the undertaking shall lead to cancellation of his bail bonds. The petitioner shall cooperate in the trial and be present before the Court on each and every date. Failure to cooperate or appear on two consecutive dates, without sufficient cause, shall also lead to cancellation of his bail bonds.

**(Ahsanuddin Amanullah, J.)**

P. Kumar

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