

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.45987 of 2014

Arising Out of PS.Case No. -74 Year- 2014 Thana -KHAIRA District- SARAN

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Satya Narayan Ray @ Pappu Yadav son of Rana Pratap Ray @ Saral Ray,
resident of village –Ratanpura, PS-Bhagwan-Bazar, District-Saran.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Satyendra Prasad Singh

For the Opposite Party/s : Mr. A.M.P.Mehta(App)

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CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

3 04-02-2015 Heard learned counsel for the petitioner and learned
counsel for the State.

In this case, the petitioner is seeking bail in connection with Khaira P.S. Case No. 74 of 2014 registered for offence under section 25(1-b)a/26 of the Arms Act.

From the record FIR it appears that the petitioner and other co-accused persons committed robbery of a businessman and on chase, the petitioner was apprehended and from his possession country made pistol was recovered, as the same has constituted two separate cases, one is Khaira P.S. Case No. 73 of 2014 registered for offence under Section 395 of the Indian Penal Code except that there is no criminal antecedent of the petitioner.

The counsel for the petitioner submits that the petitioner is in custody since 27th July 2014.

Looking to the facts and circumstances of the case, this Court is granting bail to the petitioner with regard to the present case and not giving any opinion on the other case which has been instituted against the petitioner for committing robbery.

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 Chief Judicial Magistrate, Chapra, Saran in connection with Khaira P.S. Case No. 74 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)

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