

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.18198 of 2016

Arising out of PS.Case No. -42 Year- 2015 Thana -PARAIYA District- GAYA

Shambhu Mahto @ Sagar Singh @ Doctor @ Raushan Kumar  
..... Petitioner  
Versus  
The State of Bihar  
..... Opposite Party

Appearance :  
For the Petitioner : Mr. Ajay Kumar Sinha, Advocate.  
For the Opposite Party : Mr. Sanjay Kumar Singh(App)

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH  
ORAL ORDER

3 25-05-2016 Heard learned counsel for the petitioner and learned  
counsel for the State.

The petitioner is languishing in custody since 23.05.2015  
in connection with Sessions Trial No. 03 of 2016, arising out of  
Paraiya P.S. Case No. 42 of 2015 for the offences instituted under  
Sections 353, 307, 414 of the IPC and 25(1-B)a, 26 and 27 of the  
Arms Act.

The prosecution story, in brief, is that one country made  
pistol and three live cartridges are said to have been recovered  
from possession of the petitioner and others.

It has been submitted on behalf of the petitioner that the  
petitioner is in custody since 23.05.2015 and the charge sheet has  
been submitted in the present case. The petitioner has got no  
criminal antecedent. As per the prosecution case, one country

made pistol alongwith three live cartridges are said to have been recovered from possession of the petitioner and others. No compliance of Section 100 Cr. P.C. has been carried out. The other co-accused have been granted bail by this Court vide Cr. Misc. No. 42786 of 2015.

On behalf of the State it has been submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner above named, be released on bail on furnishing bail bond of Rs. 10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Additional District & Sessions Judge-Ist, Gaya, in connection with Sessions Trial No. 03 of 2016, arising out of Paraiya P.S. Case No. 42 of 2015.

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**(Sudhir Singh, J)**