

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.27351 of 2016

Arising Out of PS.Case No. -14 Year- 2016 Thana -TATARPUR District- BHAGALPUR

Nitesh Kumar @ Nitesh Kumar Yadav @ Nitish Kumar @ Nitish Kumar
Yadav S/o Wakil Yadav Resident of village - Daspur, P.S. Sajour, District
Bhagalpur

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

Appearance :

For the Petitioner : Mr. Pramod Kumar Singh, Advocate

For the Opposite Party: APP

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

2 18-07-2016 Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner is in custody since 23.01.2016 in
connection with Tatarpur P.S. Case No. 14 of 2016 for the
offences alleged under Sections 399, 402, 412 of the Indian
Penal Code and Sections 25(1-b), 26 and 35 of the Arms Act.

3. It is submitted that the petitioner has been
falsely implicated as he merely happened to be travelling on
the Scorpio vehicle being a public carrier. No arms or
ammunition whatsoever have been recovered from the
conscious possession of the petitioner and recovery of fire-
arms has been made from the possession of co-accused Vishal
Kumar, Prabhu Kumar and Deepak Kumar who had also been
travelling on the vehicle in question.

4. Having regard to the entirety of the facts and
circumstances of the case, let the petitioner above named be
released on bail on furnishing bail bond of Rs.10,000/-(ten
thousand) with two sureties of like amount each to the

satisfaction of learned Additional Chief Judicial Magistrate VII,
Bhagalpur in connection with Tatarpur P.S. Case No. 14 of
2016, G.R. No. 265/2016.

(Vikash Jain, J)

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