

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.50305 of 2016

Arising Out of PS.Case No. -281 Year- 2016 Thana -PHULPARAS District- MADHUBANI

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Jitendra Kumar Mahto S/o Late Bihari Mahto, R/o- Ghuski Patti, P.S.
Phulparas, District- Madhubani

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Yogendra Kumar

For the Opposite Party/s : Mr. Surendra Kumar

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 21-11-2016 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks bail in a case instituted under
Sections 414 of the Indian Penal Code and 25 (1-b) A/26/35 of the
Arms Act.

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

It has been submitted on behalf of the petitioner that the
petitioner is in custody since 20.09.2016. The charge sheet has
been submitted in the present case. The petitioner has got no
criminal antecedent. There is no allegation of tampering of
witnesses alleged against the petitioner. One country made loaded
pistol and two live cartridges are said to have been recovered from

the possession of the petitioner. There is no compliance of Section 100 of the Cr.P.C.

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 A.C.J.M.-II, Jhanjharpur, Madhubani in connection with Phulparas P.S. Case No. 281 of 2016 (G.R. No. 1520 of 2016).

(Sudhir Singh, J.)

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