

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.32419 of 2016

Arising Out of PS.Case No. -325 Year- 2016 Thana -BHABHUA District- BHABHUA (KAIMUR)

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1. Saif Ali Khan Son of : Diwan Shaukat Khan, resident of Village-Naughara, P.S- Chainpur, District- Kaimur (Bhabhua).

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Amaresh Kumar Sinha, Advocate
Bandana Kumari

For the Opposite Party/s : Mr. Binod Kumar no. 3, APP

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CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

3 16-11-2016

Heard learned counsel for the petitioner and
learned counsel for the State.

In this case, the petitioner is seeking regular bail in
connection with Bhabhua P. S. Case No. 325 of 2016 registered
for the offences under Sections 25(1-B), 26/35 of the Arms Act.

The petitioner was apprehended with 9 mm Pistol
made in Brazil loaded with seven cartridges and also recovered
five live cartridges from his pocket.

The petitioner is in jail since 17.05.2016.

Looking to the period of custody, 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 Chief Judicial Magistrate, Kaimur, in

connection with Bhabhua P.S. Case No. 325 of 2016, subject to the conditions that:-

(i) one of the bailors will be a close relative of the petitioner i.e. mother / father / wife / son of the petitioner;

(ii) if the petitioner is found involved in similar type of case in future, 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) that the petitioner would participate in the court proceeding and in the event of being absent on two consecutive dates without reasonable explanation, the court below will be at liberty to cancel the bail bonds of the petitioner.

(Shivaji Pandey, J)

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