

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.39348 of 2016

Arising Out of PS.Case No. -100 Year- 2015 Thana -BHAGWANPUR District- BHABHUA
(KAIMUR)

Binod Yadav @ Vinod Yadav son of Ram Yaadi Yadav, resident of village
-Jamunia, Police Station- Adhaura, District-Kaimur.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rajesh Kumar Pathak

For the Opposite Party/s : Mr. Md. Anzarul Haque Sahara

CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

2 14-09-2016 Heard learned counsel for the petitioner and learned
counsel for the State.

In this case, the petitioner is seeking bail in
connection with Bhagwanpur P.S. Case No. 100 of 2015 for
offence under section 25(a-b)a/26/35 of the Arms Act.

The petitioner had earlier moved before this Court for
bail in Cr. Misc. No. 49345 of 2015 and this Court, vide order
dated 05.11.2015, rejected the same with liberty to renew his
prayer for bail after completion of six months of jail custody.

The counsel for the petitioner submits that the
petitioner is in custody since 24.07.2015.

Looking to the period of custody, let the petitioner,
Binod Yadav @ Vinod Yadav, 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 Sub-Divisional Judicial Magistrate, Bhabua in connection with Bhagwanpur P.S. Case No. 100 of 2015, subject to the condition that (i) one of the bailors shall be mother/father/wife/son 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 in 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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