

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.16672 of 2017

Arising Out of PS.Case No. -648 Year- 2016 Thana -BHAGALPUR KOTWALI District-
BHAGALPUR

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Banti Paswan, son of Mahendra Paswan, resident of Mohalla- Rikabganj,
P.S. Tatarpur, District- Bhagalpur.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Indeshwari Prasad Mandal

For the Opposite Party : APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

2 06-04-2017 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner is in custody since 15.12.2016 in connection with Kotwali/Adampur P.S. Case No. 648 of 2016 for the offences alleged under Sections 25(1-b), a, 26/35 of the Arms Act.

3. It is submitted that the petitioner has been falsely implicated and the offence under the Arms Act as alleged is not made out against the petitioner considering that there is no recovery of any arms whatsoever from his possession.

4. Be that as it may, 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 Chief Judicial Magistrate, Bhagalpur, in connection with Kotwali/Adampur P.S. Case No. 648 of 2016, on the following conditions:-

(i) That one of the bailors shall be a close relative of the petitioner.

(ii) That the petitioner shall not indulge in any similar



offence till conclusion of the trial.

(iii) That the petitioner shall remain physically present in court on each and every date during trial and in the event of failure on two consecutive dates without sufficient reason, his bail bond shall be liable to be cancelled by the learned Court concerned.

(iv) The petitioner shall cooperate with the investigation, if not already concluded, and make himself available as and when so required and in case of failure, the State shall be at liberty to move for cancellation of bail.

Md. Ibrarul/BT

(Vikash Jain, J)

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