

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.24255 of 2017

Arising Out of PS.Case No. -39 Year- 2017 Thana -NATHNAGAR District- BHAGALPUR

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1. BISHAMBHAR KUMAR@ BISHAMBHAR KUMAR YADAV @
ABHISHEKH RAJ, son of Harilal Yadav, resident of Village- Naya Tola
Karela, P.S.- Madhusudanpur, District- Bhagalpur.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Manoj Kumar Jha

For the Opposite Party/s : Mr. Sri Pradeep Narain Kumar

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

3 30-06-2017 Heard learned counsel for the petitioner and learned
Addl. Public Prosecutor for the State.

The petitioner seeks bail in Nathnagar P.S. Case No. 39
of 2017 instituted for the offence under Sections-399, 402 of the
Indian Penal Code and 25(i-b)a/26/35 of the Arms Act.

It is alleged in the written report the police received
information that some persons have assembled for preparation of
committing dacoity. Five persons were apprehended. It is alleged
that one loaded pistol and five cartridges were recovered from
possession of the petitioner.

It has been submitted by the petitioner that he has clean
antecedent. It has further been submitted by the petitioner that the
petitioner was irrigating his field near the place of occurrence and



since he did not become ready to sign on seizure list, he has been implicated falsely in this case. The petitioner is said to be in custody since 08-02-2017.

In such circumstances, keeping in view the period of custody spent by the petitioner, prayer for bail is allowed. The petitioner, named above is directed to be released on bail on furnishing bail bonds of Rs. 10,000/- with two sureties of the like amount each in connection with Nathnagar P.S. Case No. 39 of 2017 to the satisfaction of learned Additional Chief Judicial Magistrate-I, Bhagalpur subject to condition that both the bailors should be close relatives of the petitioner.

(Sanjay Priya, J)

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