

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.40508 of 2017

Arising Out of PS.Case No. -22 Year- 2017 Thana -BHAGALPUR GRP CASE District-
BHAGALPUR

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1. Vishal Kumar Son of Late Bhagirath Yadav Resident of Mohalla-
Sahebganj, P.S.-University, 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 Shailendra Kumar -1

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 25-08-2017 Heard the parties.

The petitioner seeks regular bail in connection with
G.R. P.S.Case No.22 of 2017 , registered for offences punishable
under Sections 399/ and 402 of the Indian Penal Code and Section
25(1-b)a, 26(i) and 35 of the Arms Act.

The petitioner is not named in the F.I.R. and later on
his name transpired on confession of the co-accused, from whom
one country-made pistol has been recovered.

Submission of the learned counsel for the petitioner is
that nothing has been recovered from his possession and he has no
criminal antecedent and the person having similar allegation has
already been granted bail by this Court, vide order dated 20.7.2017
passed in Cr. Misc. No.33981 of 2017.



Heard learned A.P.P. also.

Having heard both sides and in view of the facts and circumstances, as stated above, let the petitioner, above named, be enlarged on bail on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M., Railway, Bhagalpur in connection with G.R. P.S.Case No.22 of 2017 corresponding to G.R.No.22 of 2017.

With following conditions :

- (i) One of the bailors of the petitioner shall be a local person having sufficient immovable property within the jurisdiction of the concerned court.
- (ii) The petitioner will not induce any witness or tamper with the evidence.
- (iii) The petitioner shall co-operate in disposal of trial and make himself available as and when required by the court. In the event of failure on his part to appear before the court below on two consecutive dates without showing any genuine reason, his bail bond shall be cancelled.

With the aforesaid observation, this application is allowed.

(Vinod Kumar Sinha, J)

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