

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.43232 of 2017

Arising Out of PS. Case No. -304 Year- 2017 Thana -NATHNAGAR District- BHAGALPUR

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Sonu Kumar Roy, Son of Lalan Roy, Resident of Village- Rannuchak, P.S.-
Nathnagar, District- Bhagalpur.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Manoj Kumar Jha, Advocate

For the Opposite Party: APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

3 17-10-2017 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner is in custody since 02.07.2017 in connection with Nathnagar P.S. Case No. 304 of 2017 for the offences alleged under Sections 25(1-b)a, 26 and 27 of the Arms Act.

3. It is submitted that the petitioner has been falsely implicated and the petitioner has been made victim of the police excesses. The petitioner claims clean antecedents.

4. Learned APP for the State, on the basis of the case diary, is unable to point out that any injury has been caused to anyone in order to support the accusation of indiscriminate firing by the petitioner.

5. 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, after completion of six months in custody, on furnishing bail bond of Rs.10,000/-(ten thousand) with two sureties of like amount each to the satisfaction of learned Additional Chief Judicial Magistrate-1, Bhagalpur in connection with Nathnagar P.S. Case No. 304 of 2017, 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.

(Vikash Jain, J)

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