

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.53390 of 2017

Arising out of PS.Case No. -126 Year- 2016 Thana -JAGDIHSPUR District- BHOJPUR

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Sudhir Mahto son of Dukhharan Mahto, resident of village-Bampali, P.S.
Udwant Nagar, District-Bhojpur

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance:

For the Petitioner/s : Mr. Ajay Kumar Singh, Advocate

For the Opposite Party/s : Smt. Reena Sinha, APP

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 09-11-2017 Heard learned counsel for the petitioner and learned APP
for the State.

The petitioner seeks regular bail in connection with
Jagdishpur P.S. Case No. 126 of 2016 for the offence under
Sections 25(1-b)A, 26 and 35 of the Arms Act.

The allegation according to the prosecution is that when
the police party tried to apprehend Scorpio vehicle, they fled away
by firing, leaving the said vehicle.

The learned counsel for the petitioner submits that the
petitioner has a fair antecedent, except two other cases in which he
is on bail. It is further submitted that the petitioner was not
apprehended from the spot and at best if the facts of the FIR are to
be believed, he can said to be the driver of the said vehicle.

Having regard to the facts and circumstances of the case



and considering the fact that the petitioner is languishing in custody since 07.02.2017, the petitioner Sudhir Mahto is directed to be released on bail on furnishing bail bond of Rs. 100000/- (rupees one lakh) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, Bhojpur, Ara in connection with Jagdishpur P.S. Case No. 126 of 2016.

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(Mohit Kumar Shah, J)

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