

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.17786 of 2017**

Arising Out of PS.Case No. -216 Year- 2016 Thana -MAIRWA District- SIWAN

=====

1. Ramashankar Yadav Son of Din Dayal Yadav resident of Village -  
Bhopatpura, P.S. - Mairwa, District - Siwan.

.... .... Petitioner/s

Versus

1. The State of Bihar.

.... .... Opposite Party/s

=====

**Appearance :**

For the Petitioner/s : Mr. Arbind Kumar Singh

For the Opposite Party/s : Mr. Sri Tapeswar Sharma

=====

**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN  
SHARMA**  
ORAL ORDER

4      08-05-2017                      Heard learned counsel for the petitioner and learned  
A.P.P. representing the State.

The petitioner seeks bail in connection with Mairwa  
P.S. Case No. 216 of 2016 registered for the offences punishable  
under Sections 25 (1-b), 26 and 35 of the Arms Act.

Allegedly, the petitioner and two co-accused persons  
were apprehended and from possession of the petitioner one  
country made gun was recovered, for which no paper was  
produced.

Submission is of false implication and that nothing has  
been recovered from conscious possession of the petitioner. The  
petitioner is in custody since 28.10.2016. Co-accused Gouri  
Shankar Yadav and Mantu Yadav have allowed bail and such, the



petitioner also deserves sympathetic consideration.

The learned A.P.P. submits that now the petitioner has remained in custody for more than six months.

In the facts and circumstances stated above, the above named petitioner is directed to be released on bail on execution of bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned A.C.J.M.-III, Siwan in connection with Mairwa P.S. Case No. 216 of 2016 subject to the conditions that one of the bailors must be near relative and another having sufficient immovable property within the territorial jurisdiction of the court concerned and the petitioner shall remain present on each and every date during trial and the default on two consecutive dates on his part without any reason shall disentitle the petitioner from privilege of bail.

**(Jitendra Mohan Sharma, J)**

sushma/-

|   |  |   |  |
|---|--|---|--|
| U |  | T |  |
|---|--|---|--|

