

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No 52683 of 2017

Arising Out of PS.Case No. -91 Year- 2017 Thana -KUTUMBA District- AURANGABAD

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Guddu Paswan Son of Mahabir Paswan, R/o Village- Ghataro, P.S.- Obra,
District- Aurangabad (Bihar).

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr Bachan Jee Ojha, Advocate

For the S t a t e : Mr Ganesh Prasad Singh, APP

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CORAM: HONOURABLE MR JUSTICE MADHURESH PRASAD

ORAL ORDER

2 09-11-2017

Heard learned counsel for the petitioner and learned

APP for the State.

Petitioner seeks bail in a case registered under
Sections 25 (1-B)a/26 of Arms Act.

Counsel for the petitioner draws the attention of the
Court towards the allegation made in the first information report
from perusal of which it is quite obvious that the objectionable
article (arms) were recovered from a plastic bag and that, merely
on suspicion, the excise officials have handed over the petitioner
to the police in connection with the said recovery. It is further
submitted that prior to the instance case, the petitioner has no
criminal antecedent.

Considering the aforesaid submissions, petitioner's



prayer for bail is allowed. Let the petitioner above named be released on bail on his furnishing bonds of Rs 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Additional Chief Judicial Magistrate, Aurangabad in Kutumba Police Station Case No 91 of 2017 subject to the following conditions:

(i) That one of the bailors will be a close relative of the petitioner who will give an affidavit giving genealogy as to how he is related with the petitioner. The bailor will also undertake to inform the Court if there is any change in the address of the petitioner.

(ii) That the petitioner will give an undertaking that he will receive the police papers on the given date and be present on date fixed for charge and if he fails to do so on two given dates and delays the trial in any manner, his bail will be liable to be cancelled for reasons of misuse.

(iii) That the petitioner will be well represented on each date and if he fails to do so on two consecutive dates, his bail will be liable to be cancelled.

(Madhuresh Prasad, J)

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