

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.56264 of 2017

Arising Out of PS.Case No. -203 Year- 2017 Thana -HARNAUT District- NALANDA
(BIHARSHARIFF)

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1. Nakul Kumar @ Gaurav Kumar, S/o Ishwar Dayal Singh, resident of
Village- Barah, P.S.- Harnaut, District- Nalanda.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ram Prasad Singh

For the Opposite Party/s : Mr. Rajeev Nayan

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CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

2 28-11-2017 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner seeks bail in connection with Harnaut
(Kalyanbigha O.P.) P.S. Case No. 203/2017 for offences
punishable under Sections 25(1-b)a/26 of the Arms Act.

The prosecution case, as lodged by the police
personnel, is that on a secret tip off the house of the petitioner was
raided and he was apprehended. From the possession of the
petitioner one country-made pistol with three live cartridges was
recovered, and, accordingly, a seizure-list was prepared.

It has been submitted by the learned counsel for the
petitioner that he is innocent, bears no criminal history and no
overt act has been committed by him. He submits that charge-



sheet has already been submitted and there is no allegation of tampering of the prosecution witnesses by the petitioner and he is languishing in judicial custody since 24.06.2017.

However, learned APP for the State opposes the prayer for bail.

Considering the facts and circumstances and the materials on record, let petitioner, above named, be enlarged on bail on furnishing bail bond of Rs.10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Nalanda at Biharsharif, in connection with Harnaut (Kalyanbigha O.P.) P.S. Case No. 203/2017, subject to the condition that one of the bailors would be a close relative of the petitioner having sufficient immovable property, who will file an affidavit stating his relationship with the petitioner.

(Nilu Agrawal, J)

Rajesh/-

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