

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.55759 of 2016

Arising Out of PS.Case No. -148 Year- 2016 Thana -ARWAL District- JEHANABAD

Bindeshwari Mandal, Son of Baleshwar Yadav, Resident of Village
Gaopochak, P.S. Shakurbad, Distt.- Jehanabad. Petitioner

Versus

The State of Bihar. Opposite Party

Appearance :

For the Petitioner/s : Mr. Birendra Kumar

For the Opposite Party/s : Mr. Sri Surendra Kumar

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

ORAL ORDER

2 11-01-2017 Heard learned counsel for the petitioner and learned
counsel representing the State.

The petitioner seeks bail in connection with Arwal P.S.
Case No. 148 of 2016 registered for the offences punishable under
Sections 25(1-b)a, 26/35 of the Arms Act.

Allegedly, the petitioner and other co-accused were
apprehended when they were going with Bolero vehicle to commit
crime and after search, from possession of the petitioner, one
pistol with magazine and mobile were recovered.

Submission is of false implication and that the vehicle was
not of the petitioner rather that was of Premchand Kumar, the
petitioner has been made victim of circumstances, the petitioner is
in custody since 15.08.2016 and now he has sufficiently been
penalized.

Learned APP submits that the petitioner has got criminal



antecedent as he was involved in Shakurabad P.S. Case No. 80 of 2014 registered under Sections 26 and 35 of the Arms Act.

In the facts and circumstances stated above, the petitioner above named **shall be released after completion of eight months custody from the date of his remand in this case** 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 Additional Chief Judicial Magistrate, Arwal in connection with Arwal P.S. Case No. 148 of 2016, subject to the conditions that one of the bailors must be a 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.

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(Jitendra Mohan Sharma, J)

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