

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.11739 of 2017

Arising Out of PS.Case No. -259 Year- 2016 Thana -NOORSARAI District- NALANDA
(BIHARSHARIFF)

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1. Ravi Kumar Son of Sheomani Prasad,
2. Sheomani Prasad Son of Vijay Prasad, Both Resident of Village-
Kokalakchak, P.S.- Noorsarai, District- Nalanda.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sanjay Prasad, Advocate

For the Opposite Party/s : Mr. Pradeep Narain Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 03-04-2017 This is an application for grant of bail for offences punishable under Sections 25(1-B)a/26/35 of the Arms Act.

It has been submitted on behalf of the petitioners that they have no criminal antecedent. They have been falsely implicated in the present case due to village politics. They have remained in custody for more than five months.

Heard learned A.P.P. also. He has opposed the prayer for bail and submitted that one loaded katta and one rifle were recovered from the rooms of the accused.

Having heard both sides, in view of the fact that both the petitioners have no criminal antecedent and are in custody for more than five months, let above named petitioners be enlarged on



bail on furnishing bail bond of Rs.25,000/- (Twenty-five thousand only) each with two sureties of the like amount each to the satisfaction of learned S.D.J.M., Biharsharif, in connection with Noorsarai P.S. Case no. 259 of 2016 with the following conditions:-

- (i) One of the bailors of the petitioners shall be a local person having sufficient immovable property within the jurisdiction of the court concerned.
- (ii) The petitioners will not induce any witness or tamper with the evidence.
- (iii) The petitioners shall cooperate in the disposal of trial and make themselves available as and when required by the court and in the event of failure on their part to appear before the court below on two consecutive dates without showing any genuine reasons, the prosecution is free to move for cancellation of their bail.
- (iv) Learned court below shall verify the criminal antecedent of the petitioners. If no criminal antecedent is found against them, then they shall be released on bail and thereafter, he shall inform the same to this Court.

(Vinod Kumar Sinha, J)

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