

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.12294 of 2018

Arising Out of PS.Case No. -407 Year- 2017 Thana -KHAGARIA District- KHAGARIA

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Babu Ram Yadav S/o Jichho Yadav, R/o Village- Badi Kothiya, P.S.-
Muffasil, District- Khagaria. Petitioner/s

Versus

The State of Bihar Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ranjeet Kumar Singh, Advocate

For the Opposite Party/s : Mr. Sri Shailendra Kumar -2, APP

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CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD

ORAL ORDER

3 05-04-2018 Heard learned counsel for the petitioner and learned
APP for the State.

This is a case registered under Sections 399, 402 of
the Indian Penal Code and Section 25(1-B)A/26,35 of the Arms
Act.

Petitioner's counsel submits that the petitioner
having no criminal antecedent has falsely been implicated in this
case. Recovery of country made pistol and live cartridges
attributed to the petitioner is denied and disputed by submitting
that the seizure is not in accordance with law. Petitioner is in
custody in connection with this case since 14.06.2017. In the other
cases pending against him which he has mentioned in Para 3 of the
bail petition he is on bail.

In the facts and circumstances of the case, prayer for
bail of the petitioner 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 **Judicial Magistrate 1st Class, Khagaria** in **Khagria (Gangaur) P.S. Case No. 407 of 2017, G.R. No. 1704 of 2017** subject to the 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 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)

Prakash/-

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