

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.45145 of 2018

Arising Out of PS.Case No. -144 Year- 2016 Thana -SALIMPUR District- PATNA

=====

Kamlesh Kumar Rajak S/o Late Vinod Rajak, a resident of Madhara, P.S.-
Deep Nagar, District- Nalanda.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Harish Kumar, Advocate

For the Opposite Party/s : Mr. Ram Anurag Singh

=====

CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

2 13-08-2018 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner is in custody since 13.11.2016 in
connection with Salimpur P. S. Case No. 144 of 2016 for the
offence registered under Section 414 of the Indian Penal Code and
25(1-b)a/26 of the Arms Act.

Learned counsel for the petitioner submits that
though it is alleged that the country made pistol along with two
live cartridges were recovered from the possession of the
petitioner, the petitioner has already languished in custody for
more than two years and the other recoveries are not shown from
his possession but from possession of co-accused. So far as other
antecedent of the petitioner are concerned, petitioner has already
been extended the privilege of bail.

Considering the aforesaid facts and circumstances of



the case, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Additional Chief Judicial Magistrate, Barh, Patna in connection with Salimpur P.S. Case No.144 of 2016, subject to the following conditions :-

(1) One of the bailors will be his own blood relative, preferably, father, mother, brother, sister and/or his wife.

(2) The petitioner shall not indulge himself in any similar offence till conclusion of the trial.

(3) The petitioner shall remain physically present in Court on each and every date during trial and in the event of his failure on two consecutive dates without sufficient reasons his bail bonds shall be liable to be cancelled by the learned Court concerned.

(4) The petitioner shall co-operate with the investigation, if not already concluded, and make himself available as and when so required and in case of failure, the State shall be at liberty to move for cancellation of bail.

(Anjana Mishra, J)

N.H./-

U		T	
---	--	---	--

