

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.68389 of 2018

Arising Out of PS. Case No.-437 Year-2017 Thana- KOTWALI District- Munger

Nikki Thatheri S/o Late Ranjeet Thathera @ Ranjeeat Kasera resident of Village- Cream Factory, Katghar, P.S. Kotwali, District- Munger. At present P.N. Marg, Madhopur, Basudeaopur, P.S. Kotwali, District Munger.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Raj Kumar Choudhary
For the Opposite Party/s : Mr. Sri Satya Nand Shukla

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 30-11-2018 Heard the parties.

The petitioner seeks regular bail in connection with Kotwali (Basudeopur) P.S. Case No.437 of 2017 registered for offences punishable under Sections 399, 402, 25(1-B)a 26/35 of the Arms Act.

The police got information that some persons are planning and arrested three persons. There is recovery of a pistol and other ammunition. It is alleged that the petitioner succeeded in fleeing away. It further appears that the petitioner is accused in two other cases.

Submission of the learned counsel for the petitioner is that on the basis of disclosure he has been made accused in this case. There is no recovery and he is in custody for about seven



months.

Heard learned A.P.P. also.

Having heard both sides and in view of the facts and circumstances, as stated above, let the petitioner, above named, be enlarged on bail on furnishing bail bond of Rs.25,000/- (Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned CJM, Munger in connection with Kotwali (Basudeopur) P.S.Case No.437 of 2017..

With following conditions :

- (i) One of the bailors of the petitioner shall be a local person having sufficient immovable property within the jurisdiction of the concerned court.
- (ii) The petitioner will not induce any witness or tamper with the evidence.
- (iii) The petitioner shall co-operate in the disposal of trial and make himself available as and when required by the court and in the event of failure to appear before the court below on two consecutive dates without showing any genuine reasons, the prosecution is free to move for cancellation of his bail bond.

With the aforesaid observation, this application is allowed.

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(Vinod Kumar Sinha, J)

