

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.68274 of 2018

Arising Out of PS. Case No.-79 Year-2018 Thana- PHULWARIA District- Begusarai

Rahul Kumar, Son of Anil Paswan, Resident of Village- Bihat, Jagir Tola,
Ward No. 25, P.S.- Barauni, District- Begusarai.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sandip Kumar Gautam

For the Opposite Party/s : Mr. Sri Nityanand Tiwary

CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

2 27-11-2018 Heard learned counsel for the petitioner and learned
counsel for the State.

Petitioner, who is in custody, seeks bail in
connection with Fulwaria P.S. Case No. 79 of 2018 registered
for the offence punishable under Sections 25(1-b), a, 26 of the
Arms Act.

Allegation against petitioner is of accompanying
the Barat party and on information received by the informant
who is the police officer, petitioner was searched and revolver
without any cartridge was recovered from his possession.

It has been submitted on behalf of the petitioner that
he is innocent and he had gone to attend the Barat Party.
Petitioner has no criminal antecedent and he is in custody since
24.06.2018.



Considering the aforesaid facts and circumstances of the case, let the petitioner named above be released on bail upon furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, 1st Class, Begusarai, in connection with Fulwaria P.S. Case No. 79 of 2018 subject to the conditions that:-

(1) Bailors should be local having sufficient immovable property within the jurisdiction of the court concerned.

(2) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and his absence on two consecutive dates without proper and sufficient reason the trial court will be at liberty to cancel his bail bond.

(3) If the petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(S. Kumar, J)

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