

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.70799 of 2018**

Arising Out of PS. Case No.-496 Year-2018 Thana- PIRBAHOR District- Patna

Suraj Kumar, Son of Raj Kishore Prasad, Resident of Mohalla- Kajipur Road No.-2, House of Lachhu Yadav, P.S.- Kadamkuan, District- Patna, Permanent resident of Village- Gardha Chowk, Dhanki, P.S. Gardha Chowk, District- Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Kameshwar Singh, Advocate

For the Opposite Party/s : Mr. Sri Satya Nand Shukla (APP)

**CORAM: HONOURABLE MR. JUSTICE S. KUMAR**

ORAL ORDER

2      11-12-2018                      Heard learned counsel for petitioner and learned counsel for the State.

Petitioner, who is in custody, seeks bail in connection with Pirbahorre P.S. Case No. 496 of 2018 registered for the offences punishable under Sections 25(1-b) a, 26 and 35 of the Arms Act.

Allegation against petitioner is recovery of eighteen notes of Rs.100/- and one mobile phone from the possession of the petitioner.

It has been submitted on behalf of the petitioner that he is innocent and has committed no offence. He has falsely been implicated in this case. Name of the petitioner has surfaced in this case on confessional statements of co-accused



Monu Kumar. He has no criminal antecedent and he is in custody since 30.08.2018.

Considering the aforesaid fact 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 C.J.M., Patna in connection with Pirbahore P.S. Case No. 496 of 2018, subject to the conditions:

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

(2) Petitioner will co-operate in the trial and shall be properly represented on each and every date fixed by the court and will remain physically present as directed by Court and his absence on two consecutive dates without sufficient reason, his bail bond will be cancelled by the court below.

(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)**

Rajiv/Manoj-

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