

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.47300 of 2018

Arising Out of PS.Case No. -90 Year- 2017 Thana -KAHALGAON District- BHAGALPUR

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1. Kare Mandal son of Late Narayan Mandal resident of Village-
Pakkisarai, P.S.- Ghogha (Kahalgaon), District- Bhagalpur.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Swapnil Kumar Singh

For the Opposite Party/s : Mr. Mr. Manoj Kumar

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

5 20-09-2018 Heard the parties.

The petitioner seeks regular bail in connection with
Kahalgaon(Ghogha) P.S.Cae No.90 of 2017 registered for
offences punishable under Sections 25(1-B)A/26 and 27 of the
Arms Act.

The petitioner is not named in the FIR and later on his name
transpired during the course of investigation on the confessional
statement of the co-accused. The petitioner is in custody since
15.11.2017.

Submission of the learned counsel for the petitioner is that
nothing has been recovered from his possession and the person on
whose confession, the petitioner has been made accused, has been
granted bail by a Co-ordinate Bench of this Court, vide order date



20.9.2017 passed in cr. Misc. No.45014 of 2017.

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 CJM, Bhagalpur in connection with Kahalgoan (Ghogha) P.S.Case no.90 fo 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.

(Vinod Kumar Sinha, J)

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