

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.58809 of 2018

Arising Out of PS. Case No.-117 Year-2018 Thana- GRIYAK District- Nalanda

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Gautam Kumar Son of Late Baleshwar Lahkar Resident of Village - Ward No. 19, Shiwani C.D. Centre, Barhiya, Police Station - Barhiya, District - Lakhisarai.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rabi Bhushan

For the Opposite Party/s : Mr. Sri Nand Kumar

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CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

3 30-10-2018

Heard learned counsel for the parties.

Petitioner seeks bail in connection with **Giriyak P.S.**

Case No. 117 of 2018 registered for the offence punishable under Sections 379, 461 and 411 of the Indian Penal Code and Section 25(1-b)a, 26/35 of the Arms Act

Allegation against the petitioner is of recovery of one loaded country made pistol and one mobile phone.

It has been submitted on behalf of the petitioner that he is innocent and has been falsely implicated in this case on suspicion. Similarly, situated co-accused persons have been granted bail by co-ordinate benches of this Court vide orders dated 12.06.2018 in Criminal Miscellaneous No. 32740 of 2018, 13.06.2018 in Criminal Miscellaneous No. 34112 of 2018,



02.08.2018 in Criminal Miscellaneous No. 34459 of 2018,
29.08.2018 in Criminal Miscellaneous No. 46313 of 2018 and
20.09.2018 in Criminal Miscellaneous No. 54263 of 2018.
Petitioner has got no criminal antecedent and is in custody since
26.03.2018.

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/- with two sureties of the like
amount each to the satisfaction of learned **Additional Chief
Judicial Magistrate-I, Biharsharif, Nalanda,** in connection
with **Giriyak P.S. Case No. 117 of 2018**, with following
conditions:-

(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 represented on each and every date fixed by the
court.

(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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