

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.33366 of 2018

Arising Out of PS.Case No. -200 Year- 2017 Thana -CHAKIA
District- EASTCHAMPARAN(MOTIHARI)

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Santosh Kumar Singh @ Santosh Singh S/o Late Rup
Narayan Singh @ Rup Lal Singh, R/o Vill.- Patti Jasauli,
P.S.- Kotwa, District- East Champaran.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ajay Kumar Singh
For the Opposite Party/s : Mr. Smt. Sucheta Yadav

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CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL ORDER

3 06-07-2018 The petitioner seeks bail in connection with Chakia
P.S. Case No. 200 of 2017 dated 20.07.2017 instituted for
the offences under Sections 414, 120(B) of the Indian Penal
Code and Section 25(1-B) a, 26 of the Arms Act.

The petitioner was arrested by the concerned police
officer and from his possession, an automatic pistol with
three live cartridges were recovered. The motorcycle appears
to have been given to the petitioner by a person who is
languishing in jail.

The petitioner has about nine cases to his credit.

The learned counsel for the petitioner has submitted
that but for one case which has been registered under
Section 302 of the Indian Penal Code, the petitioner has been



granted bail in all the cases. In one of the cases, the petitioner has been acquitted. The only case in which the petitioner is in jail is the case viz. Pipra P.S. Case No. 10 of 2017 which has been registered under Sections 302, 120(B) of the Indian Penal Code, as has been indicated earlier.

The learned counsel for the petitioner has further submitted that because of the petitioner's bad track record, the police has deliberately made him accused in the present case. The recovery shown is only a paper work whereas in fact, nothing was recovered from his possession.

The petitioner is in custody since 20.07.2017.

Regard being had to the nature of accusation in the present case and the period of custody, the petitioner above named, is directed to be released on bail on his furnishing bail bonds of Rs. 10,000/-(ten thousands) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate-13, Motihari, East Champaran in connection with Chakia P.S. Case No. 200 of 2017.

(Ashutosh Kumar, J)

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