

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.11536 of 2018

Arising Out of PS.Case No. -294 Year- 2017 Thana -MADANPURA District- AURANGABAD

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1. Prithvi Vishwakarma, Son of Sri Kedar Vishwakarma @ Kedar Mistri,
Resident of Village-Wakilganj, P.S. Madanpur, District-Aurangabad.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sanjay Kumar

For the Opposite Party/s : Mr. Smt. Pushpa Sinha

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR
ORAL ORDER

2 27-02-2018

Heard learned Counsel for the petitioner and the learned
Counsel for the State.

Petitioner, already in custody, seeks bail in Madanpur PS
Case No. 294 of 2017, registered under Section 386 of the IPC,
Sections 25(1-b)a, 26, 35 of the Arms Act and Section 17 of the CLA
Act.

The allegation in brief is that naxalites asked for leavy
from the contractor, information was given to the police which led
trap and apprehended two persons going on the road and recovered a
country made loaded pistol, twenty thousand rupees from possession
of one of the accused and from this petitioner one mobile and posters
from the plastic bag kept by him.

Submission is that the petitioner was going on the road,
apprehended and it is not the case that he was apprehended from the
office of the contractor, no arm has been recovered from possession
of the petitioner, he does not have any similar criminal antecedent
except two cases; one of the year 2007 under Section 302 IPC and
another under the Excise Act. The petitioner is in custody since
16.12.2017.



Having considered the said facts and circumstances, the petitioner Prithvi Vishwakarma is directed to be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of CJM Aurangabad in connection with Madanpur PS Case No. 294 of 2017.

(Arun Kumar, J.)

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