

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.24628 of 2018

Arising Out of PS.Case No. -28 Year- 2018 Thana -PATNA CITY CHOWK District- PATNA

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Rahul Kumar Singh @ Rahul, son of Sri Pawan Singh, resident of Village -
Mayari, P.S.- Sarairanjan, District- Samastipur.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Mukesh Kumar No-1, Advocate.

For the Opposite Party : APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

2 27-04-2018 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner is in custody since 02.02.2018 in connection with Special Case No. 08 of 2018 arising out of Chowk P.S. Case No. 28 of 2018 for the offences alleged under Sections 25(1-b), a, c, 26 and 35 of the Arms Act and Section 27 of the NDPS Act.

3. It is submitted that the petitioner has been falsely implicated merely on the confessional statement of Jasbinder Singh who was one of the four persons and was arrested from the Gurudwara. No recovery of any incriminating articles has been made from the possession of the petitioner. Similarly situated co-accused Ajay Kumar Singh who was also named by the said Jasbinder Singh has been granted bail in Cr. Misc. No. 20183 of 2018. The petitioner claims clean antecedents.

4. Be that as it may, having regard to the entirety of the facts and circumstances of the case, let the petitioner above named be released on bail on furnishing bail bond of Rs.10,000/-



(ten thousand) with two sureties of like amount each to the satisfaction of learned Sessions Judge-cum-Special Judge NDPS Act, Patna, in connection with Special Case No. 08 of 2018 arising out of Chowk P.S. Case No. 28 of 2018, on the following conditions:-

(i) That one of the bailors shall be a close relative of the petitioner.

(ii) That the petitioner shall not indulge in any similar offence till conclusion of the trial.

(iii) That the petitioner shall remain physically present in court on each and every date during trial and in the event of failure on two consecutive dates without sufficient reason, his bail bond shall be liable to be cancelled by the learned Court concerned.

(iv) The petitioner shall cooperate with the investigation, if not already concluded, and make himself available as and when so required and in case of failure, the State shall be at liberty to move for cancellation of bail.

(Vikash Jain, J)

Md. Ibrarul/BT

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