

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.65850 of 2018

Arising Out of PS. Case No.-81 Year-2018 Thana- GRIYAK District- Nalanda

Vinay Kumar Prabhakar, Son of Late Janardan Prasad, Resident of Village-Daulachak, P.S.- Giriak, Distt- Nalanda.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Abhinay Raj

For the Opposite Party/s : Mr. Sri Kumar Ranjit Ranjan

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 26-11-2018

Heard the parties.

The petitioner seeks regular bail in connection with
Giriyak P.S.Case no.81 of 2018 registered for offences
punishable under Sections 25(1-b)a, 26 of the Arms Act.

Allegation against the petitioner as per FIR
is that one person was shot by the petitioner and thereafter the
police has raided the house and there is recovery of one motor
vehicle and one loaded country-made pistol.

Submission of the learned counsel for the petitioner
is that three cases have been lodged against the petitioner for
some occurrence one under Section 307 of the IPC and onother
under the Excise Act and in the cases under Section 307 of the
IPC and the Excise Case he has been granted bail and the
present case is about recovery of country-made pistol from his



house, which is a joint family house. Except the aforesaid case there is no other cases against the petitioner.

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 the learned CJM, Nalanda in connection with Giriyak P.S.case No.81 of 2018..

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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