

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.3186 of 2019

Arising Out of P.S. Case No.-57 Year-2018 Thana- CHANDAMUNDI District- Jamui

Lalan Paswan, son of Late Bali Paswan, resident of Vill-Manikpur Gangti,
P.S-Chandramandih, Distt.-Jamui.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Akhauri Kamal Kishore Sahay, Advocate
For the Opposite Party/s : Mr.Shantanu Kumar, APP- 136

CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

2 24-01-2019 Heard the learned counsel for the petitioner and
learned counsel appearing on behalf of the State.

Petitioner is languishing in judicial custody since
07.08.2018 in connection with Chandramandhi P.S.Case No.57
of 2018 for the offence alleged under Sections 25(1-b)a/26 of
the Arms Act.

The prosecution case as lodged by the police
personnel is that during night patrolling they apprehended the
petitioner along with one country made pistol with one live
cartridge. Accordingly, a seizure list was prepared.

It has been submitted by the learned counsel for the
petitioner that he is innocent and has been falsely implicated in
the aforesaid case. He further submits that no overt-act has been
committed by the petitioner, is languishing in judicial custody



since more than five months and chargesheet has already been submitted.

However, learned APP for the State opposes the prayer for bail stating therein that the petitioner does not have a clean antecedent and one more case although under different sections is pending against him.

Considering the facts and circumstances and the materials on record, let the petitioner, above named be released on bail on furnishing bail bond of Rs.10,000/- (rupees ten thousand) with two sureties of the like amount each in connection with Chandramandhi P.S.Case No.57 of 2018 to the satisfaction Sri S.K.Singh, Judicial Magistrate-Ist Class, Jamui, subject to the following condition:-

(i) One of the bailors would be a close relative of the petitioner having sufficient immovable property, who will file an affidavit stating their relationship with the petitioner.

(Nilu Agrawal, J)

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