

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.10282 of 2019

Arising Out of PS. Case No.-268 Year-2018 Thana- MIRGANJ District- Gopalganj

SANDEEP GUPTA S/o Late Utim Gupta Resident of Village-Barhan Gopal,
P.S.-Siwan Mufassil, District-Siwan.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Harendra Prasad

For the Opposite Party/s : Mr.Upendra Kumar

CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

2 20-02-2019 Heard learned counsel for the petitioner and learned
counsel for the State.

Petitioner, who is in custody, seeks bail in
connection with Mirganj P.S. Case No. 268 of 2018 registered
for the offence punishable under Sections 25(1-B)/26 of Arms
Act.

Allegation against petitioner is of recovery of one
country made pistol and a live cartridge from his possession.
Petitioner has criminal antecedent also.

Considering the nature of allegation against petitioner,
I am not inclined to grant bail to the petitioner. Accordingly the
prayer for bail is rejected at this stage.

However, after one year of custody the petitioner would
be enlarged on bail by the court below itself on furnishing bail



bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M. XVI, Gopalganj, in connection with Mirganj P.S. Case No. 268 of 2018 subject to the conditions that:-

(1) Bailors should be local having sufficient immovable property within the jurisdiction of the court concerned.

(2) Petitioner shall co-operate in the trial and shall be present on each and every date fixed by the court and his absence on two consecutive dates without proper and sufficient reason the trial court will be at liberty to cancel his bail bond.

(3) If the petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(S. Kumar, J)

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