

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10535 of 2019

Arising Out of PS. Case No.-2 Year-2019 Thana- SAKSOHRA District- Patna

MUNNA KUMAR, aged about 23 years (M), Son of Bhola Yadav, Resident of Village- Saksohara, P.S.- Saksohara, District-Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Usha Kumari Singh

For the Opposite Party/s : Mr.Mukesh Kumar Singh

CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

3 03-04-2019 Heard learned counsel for the parties.

Petitioner seeks bail in a case registered for the offence punishable under Section 25(1-b)a/25/35 of the Arms Act and Section 37(b) of the Bihar Prohibition & Excise Act, 2016.

Allegation is recovery of one country made pistol without any cartridge from possession of the petitioner who was in drunken condition.

It has been submitted on behalf of the petitioner that petitioner is innocent and has falsely been implicated in this case. Petitioner is in custody since 03.01.2019.

Considering the aforesaid facts and circumstances of the case, let the petitioner named above be released on bail upon furnishing bail bond of Rs. 10,000/- with two sureties of the like



amount each to the satisfaction of learned court below where the case is pending in connection with Special Case No.73/2019 arising out of Saksohara P.S. Case No.02/2019, with following conditions:-

(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 properly represented on each and every date fixed by the court.

(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.

(4) If the petitioner is found involved in similar nature of offences, after his release on bail the trial court shall take steps to cancel his bail bond.

(S. Kumar, J)

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