

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11278 of 2019**

Arising Out of PS. Case No.-112 Year-2018 Thana- NOWKOTHI GARHPURA District-
Begusarai

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Ankit Kumar @ Chhotu, aged about 21 years (Male), S/o Jagwali Rai,
Resident of Village - Bishram Chauk Bakhari, P.S.-Bakhri, District -
Begusarai.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Arjun Prasad

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

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CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

2 04-04-2019 Heard learned counsel for the parties.

Petitioner seeks bail in a case registered for the offence
punishable under Sections 25(1-b)a, 26 of the Arms Act.

Allegation against the petitioner is recovery of one
loaded country made pistol along with three live cartridges from
his possession. Petitioner is in custody since 07.11.2018.

Considering the facts and circumstances of the case
and recovery of arms, I am not inclined to enlarge the petitioner
on bail at this stage. Hence, the prayer for bail of the petitioner
is hereby rejected.

However, it is observed that the petitioner named
above be released, **after remaining in judicial custody for six
months**, 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 Naokothi P.S. Case No. 112/18 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 and shall remain physically present as directed by the Court and his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the court below.

(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)

Sanjay/-

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