

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16824 of 2019**

Arising Out of PS. Case No.-240 Year-2017 Thana- CHAPRA TOWN District- Saran

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GUDDU MAHTO @ GUDDU KUMAR, Son of Ganesh Prasad, Resident of
Mohalla - Mouna Ahirtoli, P.S.- Chapra Town, District - Saran at Chapra

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vijay Kumar

For the Opposite Party/s : Mr. Anant Kumar 1

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**CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER**

2 27-03-2019 Heard leaned counsel for the petitioner and learned
APP for the State.

The petitioner is languishing in custody since 07.06.2017 in a case registered for the offences punishable under Sections 399, 402 and 414 of the Indian Penal Code and under Sections 25(1-B)a, 26 and 35 of the Arms Act.

The prosecution case as per the self statement of Ravi Kumar, Inspector-cum-SHO, Town P.S., Saran is to the effect that the informant received a secret information that some miscreants are preparing to commit dacoity. Consequently, a raid was laid but on seeing the police party, all the miscreants tried to flee away from the scene and on chase being made, two persons including the petitioner were apprehended and from the



possession of the petitioner one live cartridge, a mobile phone and a motorcycle were recovered.

It is submitted by learned counsel for the petitioner that the petitioner has maliciously been roped in the present case and the investigation has already been concluded.

Learned APP for the State submits that the recovery has been made from the possession of the petitioner.

Considering the nature of accusation and the fact that the investigation has already been concluded, let the above named petitioner be released on bail, on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned **C.J.M., Saran at Chapra** in connection with **Chapra Town P.S. Case No.240 of 2017**.

Since, the petitioner is having serious criminal antecedents, the learned Court below would be at liberty to cancel the bail bonds of the petitioner, if the petitioner defaults on two consecutive occasions or substantially gets involved in similar nature of offence.

(Dinesh Kumar Singh, J)

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