

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.14375 of 2019**

Arising Out of PS. Case No.-705 Year-2018 Thana- KHAJANCHI HAT District- Purnia

PAPPU KUMAR @ PAPPU KUMAR YADAV Son of Sudhir Yadav Resident
of Village- Lalganj, P.S.- K. Hat, Dist. - Purnea.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ramesh Kumar Singh

For the Opposite Party/s : Mr.Anuj Kumar Shrivastava

**CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER**

2 08-03-2019 Heard learned counsel for the petitioner and learned APP for
the State.

2. The petitioner apprehends his arrest for the offences alleged under Sections 25(1-b)a/26/35 of the Arms Act registered in connection with K. Hat (Maranga) P.S. Case No. 705 of 2018.

3. It is submitted that the petitioner has been falsely implicated merely on the confessional statement of co-accused Mukesh Kumar Mishra, except which there is no other material to connect the petitioner with the alleged occurrence. The petitioner was not apprehended at the spot nor any recovery of arms or other incriminating articles have been made from the possession of the petitioner, who claims clean antecedents.

4. Be that as it may, in the event of the petitioner's arrest or surrender before the court below within six weeks from the date of communication of this order, let the above named petitioner be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of like amount each to the satisfaction of learned CJM, Purnea, in connection with K. Hat (Maranga) P.S. Case No. 705 of 2018, subject to the conditions as laid down under Section 438 (2) Cr.P.C. and also subject to the following further conditions:



- i. That one of the bailors shall be a close relative of the petitioner.
- ii. That the petitioner shall not indulge in any similar offence till conclusion of the trial.
- iii. That the petitioner shall co-operate with the investigation, if not already concluded, and make himself available as and when so required and in case of failure, the State shall be at liberty to move for cancellation of bail.
- iv. The petitioner shall remain physically present in Court on each and every date during trial and in the event of failure on two consecutive dates without sufficient reason, his bail bond shall be liable to be cancelled by the learned Court concerned.

(Vikash Jain, J)

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