

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.19325 of 2019

Arising Out of PS. Case No.-24 Year-2019 Thana- BALIYA District- Begusarai

Rajendra Mahton @ Rajendra Singh Son of Late Kashi Mahton R/o village-
Barbighi, P.S.- Ballia, District- Begusarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Manoj Kumar, Advocate

For the Opposite Party/s : Mr. Binod Kumar, APP

CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 29-03-2019 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner is apprehending his arrest in a case registered for the offences punishable under Sections 120B of the Indian Penal Code and Section 25(1-AA)/25(1-B)A/26/35 of the Arms Act.

Recovery of fire-arm is from the possession of co-accused Surendra Mahto and Surendra Mahto disclosed that co-accused Bipin Thakur had supplied him. Thereafter, house of Bipin Thakur was raided and from there also one country-made pistol was recovered. Bipin Thakur disclosed that the petitioner had supplied the said pistol.

Submission is that nothing has been recovered from the possession of the petitioner nor from the house of the



petitioner. There is no other substantial material against the petitioner.

Learned Additional Public Prosecutor opposed the prayer for anticipatory bail.

Considering the facts aforesaid, let the petitioner, above named, in the event of his arrest or surrender before the Court below within a period of thirty days from the date of receipt of the order, be released on bail on furnishing bail bond of Rs.20,000/- (Twenty Thousand) with two sureties of the like amount each to the satisfaction of the Court-below where the case is pending in connection with Ballia Police Station Case No.24 of 2019, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure as well as condition that the petitioner shall fully cooperate with the investigation/trial of the case, failing which the court below shall be at liberty to cancel the bail bond of the petitioner.

(Birendra Kumar, J)

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