

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17112 of 2019

Arising Out of PS. Case No.-11 Year-2015 Thana- CHERIYA BARIYARPUR District-
Begusarai

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Nagmani Mahto, Son of Jai Prakash Mahto, Resident of Village- Kumbhi,
P.S.- Cheriya Bariyarpur, District- Begusarai.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Shashi Dhar Jha

For the Opposite Party/s : Mr. Satyendra Narayan Singh

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 01-05-2019 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner seeks bail in a case registered for the
offences punishable under Sections 411, 412 of the Indian Penal
Code Sections 25(1-b), 26, 35 of the Arms Act.

Petitioner is in custody since 31.01.2015. A loaded
country made pistol was recovered from possession of the
petitioner. The impugned order would reveal that co-accused
Chhotan Mahto has been allowed bail by a Co-Ordinate Bench
of this Court in Cr. Misc. No. 39111 of 2015. Prayer for bail of
the petitioner was refused only for the criminal antecedent of the
petitioner.

Considering the period already undergone by the
petitioner and non-completion of the trial, let the petitioner,



above named, be released on bail on furnishing bail bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court below where the case is pending in connection with Sessions Trial No. 148 of 2018 arising out of Cheriya Bariyarpur Police Station Case No. 11 of 2015, with the following conditions:

(a) Both the bailors shall be the resident of territorial jurisdiction of the learned court-below having immovable property.

(b) 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)

Rajan/Banti

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