

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.20667 of 2019

Arising Out of PS. Case No.-233 Year-2018 Thana- CHERIYA BARIYARPUR District-
Begusarai

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CHHOTU @ CHHOTAN KUMAR Son of Allah Mahto Resident of Village -
Jagdur, P.S.- Birpur, District - Begusarai.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Amrendra Kumar
For the Opposite Party/s : Mr.Kanhaiya Kishore (App)

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

2 03-04-2019 Heard learned counsel for the petitioner and counsel
appearing on behalf of the State.

The petitioner is in custody in connection with
Chariya Bariyarpur (Manjhaul O.P.) P.S. Case No. 233 of 2018
for the offence under Section 414 of the Indian Penal Code and
Section 25 (1-b) a/26/35 of Arms Act.

Learned counsel for the petitioner submits that
allegation against this petitioner is that on search one country
made loaded pistol was recovered from the possession of the
petitioner. Learned counsel for the petitioner further submits
that in fact, recovery was made from the co-accused Manish
Kumar but police has shifted the allegation on this petitioner
that loaded pistol was recovered from the possession of the



petitioner. Counsel for the petitioner submits that petitioner is in custody since 20.12.2018. Learned counsel also submits that after institution of this case petitioner was made accused in another case bearing Begusarai Town P.S. case No. 721 of 2018 under Section 379 I.P.C.

Considering the fact that petitioner has remained in custody nearly 3 ½ months and petitioner has been made accused subsequently in Begusarai Town P.S. Case No. 721 of 2018, the Court is inclined to enlarge the petitioner on bail. Let the petitioner named above, be released on bail on furnishing bail bonds of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M. Manjhaul, Begusarai, in connection with Chariya Bariyarpur (Manjhaul O.P.) P.S. Case No. 233 of 2018.

(Anil Kumar Upadhyay, J)

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