

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.80100 of 2018

Arising Out of PS. Case No.-203 Year-2018 Thana- MAGADH MEDICAL COLLEGE
District- Gaya

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Raju Kumar Chaudhary @ Raju Chaudhary @ Raju Kumar, Son of Lakhna
Chaudhary, Resident of Village- Hario, P.S.- Magadh Medical, District- Gaya.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Shivendra Prasad, Advocate.
For the Opposite Party/s : Mr. Umeshnand Pandit, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 24-01-2019 Heard learned counsel for the petitioner and the

State.

The petitioner seeks bail in **Magadh Medical P.S.**
Case No. 203 of 2018, instituted for the offence under
Section(s) 399, 402 of the Indian Penal Code, Sections 25(1-b),
26 and 35 of the Arms Act.

It is alleged in the written report that police during
patrolling duty learnt that wall of ATM Booth of HDFC Bank
near Chapardah More has fallen down and some persons in
Scorpio Jeep are sitting there. On suspicion, petitioner and
other accused persons as named in the written report were
taken into custody. It is further alleged that police recorded
confessional statement of this petitioner and, thereafter,



searched his house. It is further alleged that from the Godrej Almirah kept in the house of the petitioner, one country made pistol and two live cartridges have been recovered.

Counsel for the petitioner submits that petitioner has been implicated in the instant case merely on suspicion. He is in custody since 28.8.2018.

From the written report it appears that there is no recovery from conscious possession of this petitioner.

The court below has mentioned in the impugned order that one country made pistol and two live cartridges have been recovered from house of the petitioner.

Considering the aforesaid facts and circumstances of the case, prayer for bail of the petitioner is allowed. Let the petitioner above named, 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 **Additional Chief Judicial Magistrate-IV, Gaya**, in connection with **Magadh Medical P.S. Case No. 203 of 2018**, subject to the condition that both the bailors will be the close relatives of the petitioner.

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(Sanjay Priya, J)

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