

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40050 of 2019

Arising Out of PS. Case No.-33 Year-2019 Thana- MADHAURAH District- Saran

1. MITHILESH YADAV Son of Lakshman Pd. Yadav Resident of Bhualpur, P.S.- Madhaura, Dist- Saran
2. Shatrughna Ray Son of Late Chulhan Rai Resident of Mubarakpur, P.S.- Madhaura, District- Saran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Manoj Kumar

For the Opposite Party/s : Mr.Shyam Bihari Singh

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

3 26-08-2019 Heard learned counsel for the petitioners and learned APP for the State.

2. The petitioners apprehend their arrest for the offences alleged under Sections 25(1-b)a/26/35 of the Arms Act registered in connection with Marhowrah P.S. Case No. 33 of 2019.

3. It is submitted that the petitioners have been falsely implicated owing to political pressure in course of investigation two years after institution of Marhowrah P.S. Case No. 366/2017 lodged by the petitioners. No recovery of any incriminating articles has been made from the conscious possession of the petitioners or from their house.

4. Be that as it may, in the event of the petitioners' arrest or surrender before the court below within six weeks from the date of communication of this order, let the above named petitioners' be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) each with two sureties of like amount each to the satisfaction of learned CJM, Saran at Chapra in connection with Marhowrah P.S. Case No. 33 of 2019, 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 petitioners.
- ii. That the petitioners shall not indulge in any similar offence till conclusion of the trial.
- iii. That the petitioners shall co-operate with the investigation, if not already concluded, and make themselves 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 petitioners 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, their bail bonds shall be liable to be cancelled by the learned Court concerned.

(Vikash Jain, J)

Chandran/-

U		T	
---	--	---	--

