

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.34262 of 2019**

Arising Out of PS. Case No.-402 Year-2018 Thana- SAHEBGANJ District- Muzaffarpur

NITESH PATEL @ NITESH KUMAR Son of Mishri Lal Patel @ Mishri Lal Rai Resident of Village- Rampur Asali, P.S.- Sahebganj, District- Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Rajesh Kumar Sinha

For the Opposite Party/s : Mr.Harendra Prasad

**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**  
**ORAL ORDER**

4      16-11-2019                      Heard learned counsel for the petitioner and learned APP for the State.

The petitioner seeks bail in a case instituted for the offences under Sections 399, 402, 412 of the Indian Penal Code and 25(1-b)a, 26 and 35 of the Arms Act.

Prosecution case, in short, is that one country made loaded pistol is recovered.

It has been submitted on behalf of the petitioner that the petitioner is in custody since 30.10.2018. Charge-sheet has been submitted in this case. There is no allegation of tampering of witnesses alleged against the petitioner. It is alleged that one country made loaded pistol is recovered. There is no compliance of Section 100 Cr.P.C.



On behalf of the State, it is submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, it is directed that the petitioner, above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M. 1<sup>st</sup>, West, Muzaffarpur in connection with Sahebganj P.S. Case No. 402/18.

**(Sudhir Singh, J)**

Pankaj/-

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