

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.32839 of 2019**

Arising Out of PS. Case No.-297 Year-2018 Thana- KHARHAGPUR District- Munger

CHHOTU YADAV @ BHUTTA, aged 21 years, Male, Son of Binodi Yadav
@ Bino Yadav Resident of Village/Muhalla- Banarsi Basa P.S.- Kharagpur
(Shampur), District- Munger.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr. Sanjiv Kumar Singh

For the Opposite Party/s : Mr. Lakshmi Kant Sharma

**CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA**

ORAL ORDER

2 20-05-2019 Heard learned counsel for the petitioner as well as
learned Additional Public Prosecutor for the State.

Petitioner seeks bail in a case registered for the
offences punishable under Sections 399, 400, 402 of the Indian
Penal Code and 25(1-b)a, 26, 35 of the Arms Act.

One pistol containing four live cartridges is said to
have been recovered from conscious possession of the petitioner
when petitioner along with others had assembled to make
preparation for committing dacoity. Para-3 of the petition goes
to show that earlier petitioner was made accused in a case of
similar nature but in the aforesaid case, he has already been
granted privilege of bail. Moreover, Annexure-2 to the petition
goes to show that having more or less similar allegation, co-



accused Jyotish Bind has already been granted privilege of bail.
Moreover, petitioner is in jail custody since 13.09.2018.

Considering the aforesaid facts and circumstances as well as submissions of the parties, let 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 Additional Sessions Judge-IV, Munger in connection with Sessions Trial No. 32 of 2019 arising out of Kharagpur P.S. Case No. 297 of 2018.

(Hemant Kumar Srivastava, J)

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