

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.45244 of 2019

Arising Out of P.S. Case No.-157 Year-2019 Thana- SIWAN MUFFASIL District- Siwan

Hirdya Nand Singh @ Hridya Nand Bhagat, aged about 55 years, Gender- Male, Son of Late Thakur Singh Resident of Village- Pakadi Makariyar, P.S.- Muffasil (Dhanauti O.P.), District- Siwan.

... .. Petitioner

Versus

The State Of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr. Ashok Kumar, Advocate
For the Opposite Party : Mr. Meena Singh, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 20-09-2019 Heard learned counsel for the petitioner as well as learned Additional Public Prosecutor and perused the case diary.

The petitioner is in custody in connection with Siwan Muffasil (Dhanauti O.P.) P.S.Case No.157 of 2019 registered for an offence under Sections 414 of the Indian Penal Code and Section 25(1-b)a, 26 and 35 of the Arms Act.

As per prosecution case, one country made rifle and three live cartridges were recovered from the possession of the petitioner.

It is submitted on behalf of the petitioner that the petitioner has falsely been implicated in this case. It is further alleged that chargesheet has already been submitted. Petitioner is in custody since 10.04.2019 and having clean antecedent.



In view of the aforesaid facts, let the above named petitioner 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 Chief Judicial Magistrate, Siwan in connection with Siwan Muffasil (Dhanauti O.P.) P.S.Case No.157 of 2019 with following condition:-

(i) Petitioner shall cooperate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present as directed by the Court and his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the court below.

(ii) If the petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(Prabhat Kumar Singh, J)

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