

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.46738 of 2019

Arising Out of PS. Case No.-146 Year-2019 Thana- BRAHMPURA District- Muzaffarpur

1. Rajeev Ranjan @ Guddu@Guddu Rai Son of Krishna Kumar Yadav Resident of Village- Mahua, P.S.- Mahua, District- Vaishali.
2. Avinash Kumar @ Bhutta Son of Harischandar Rai Resident of Village- Mahua, P.S.- Mahua, District- Vaishali.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Shashank Shekhar, Advocate

For the Opposite Party/s : Mr.Nagendra Prasad, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 25-09-2019 Heard learned counsel for the petitioners and the State.

The petitioners seek bail in **Brahampura P.S. Case No. 146 of 2019**, registered for the offences punishable under Sections 399, 402, 413, 414, 307, 420, 467, 468, 120(B) of the Indian Penal Code and sections 25(1-b)a, 26, 27 and 35 of the Arms Act and section 30(a) of the Bihar Prohibition and Excise Act, 2016.

One country made pistol from possession of petitioner no. 1 namely, Rajeev Ranjan @ Guddu @ Guddu Rai and three live cartridges from possession of petitioner no. 2 namely, Avinash Kumar @ Bhutta are said to have been recovered.

It is submitted by learned counsel appearing on behalf



of petitioners that petitioners have falsely been implicated by the police. Charge-sheet has already been submitted. Petitioners are in custody since 01.06.2019 having no criminal antecedent.

Considering the facts aforesaid, the petitioners above-named, are directed to be enlarged on bail on furnishing bail bond of Rs. 10,000 (Ten thousand) each with two sureties of the like amount each to the satisfaction of the learned **Special Judge Excise Act, Muzaffarpur** in connection with **Brahampura P.S. Case No. 146 of 2019**, subject to the following conditions:-

(i) The petitioners shall co-operate 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 in the event of failure on two consecutive dates without sufficient reasons, their bail bonds shall be liable to be cancelled by the court below.

(ii) If the petitioners tamper 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 petitioners.

(Prabhat Kumar Singh, J)

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