

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.54433 of 2019

Arising Out of PS. Case No.-562 Year-2018 Thana- SAKRA District- Muzaffarpur

Ramesh Paswan @ Bittu @ Ramesh Kumar Son of Jagdish Paswan Resident
of Village - Gaddopur, P.S.- Bangra, Distt - Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Mritunjay Kumar Singh

For the Opposite Party/s : Mr.Dr. Kumar Uday Pratap

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 25-10-2019 Heard learned counsel for the parties and perused the
case diary.

Petitioner is an accused in a case registered for the
offence punishable under sections 25/26/35 of the Arms Act.

Learned counsel for the petitioner submits that the
petitioner has falsely been implicated in this case. There is
recovery of one country made pistol and two live cartridges
from the petitioner's possession. Petitioner is in custody in the
instant case since 15.12.2018. Charge sheet has also been filed
in the case, as such, there is no chance of tempering with the
evidence. Similarly situated co-accused Pawan Kumar has
already been allowed bail by a bench of this Court vide order
dated 4.4.2019, passed in Cr.Mis.No. 20963/2019.

In view of the facts and circumstances of the case,



prayer for bail of the petitioner is allowed. Let the petitioner, mentioned above, 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 the Additional Chief Judicial Magistrate IV, Muzaffarpur in Sakra Police Station Case No. 562 of 2018 on the following conditions:-

(1) Petitioner 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 his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the Court below.

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

(Prabhat Kumar Singh, J)

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