

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.63194 of 2019

Arising Out of PS. Case No.-149 Year-2019 Thana- PATAHI District- East Champaran

JAISHANKER KUMAR, aged about 25 years (M), Son of Sri Harish Chandra Singh, Resident of Village-Khutauna, P.S.-Patahi, District-East Champaran, Motihari.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr.Sharda Nand Mishra, Advocate.
For the Opposite Party : Mr.Dr. Indihar Kumari, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 22-10-2019 Heard learned counsel for the petitioner and learned counsel for the State.

The petitioner seeks bail in a case for the offence registered under Sections 25(1-b)a, 26 and 35 of the Arms Act.

The prosecution story, in brief, is that on 26.05.2019 at about 7.55 P.M. when the informant was verifying the station diary Entry No. 510 of 2019 and reached at 8.15 P.M. in the Bungalow of accused Manish Singh, three person including petitioner fled from there out of them, petitioner was apprehended there and on search of the Bungalow, one country made gun was recovered and on interrogation, petitioner stated that he was planning to commit road robbery on Mirjapur-Kesariya Road on point of the seized gun.



It has been submitted by learned counsel for the petitioner that the petitioner is languishing in custody since 26.05.2019. The petitioner has got no criminal antecedent. The petitioner has falsely been implicated in the present case. Charge sheet has been submitted in the present case. There is no allegation of tampering with the witnesses alleged against the petitioner. No arms is said to have been recovered from possession of the petitioner. Recovery has been made from Bunglow (Baithaka) of co-accused Manish Singh

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

Considering the aforesaid facts and circumstances, 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 the learned C.J.M., Motihari, East Champaran, in connection with Patahi P.S. Case No. 149 of 2019.

(Sudhir Singh, J)

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