

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.68118 of 2019

Arising Out of PS. Case No.-237 Year-2019 Thana- HARNAUT District- Nalanda

SUNIL YADAV @ SUNIL KUMAR Son of Lattan Yadav Resident of
Village- Mushahari, P.S.- (Chero O.P.), Harnaut, District- Nalanda.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Anil Kumar Singh

For the Opposite Party/s : Mr.Nirmal Kumar Sinha

CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

3 28-11-2019 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner in the present case is seeking regular
bail in connection with Harnaut P.S. Case No. 237 of 2019
registered under Sections 25(1-B)a, 26 of the Arms Act.

Learned counsel for the petitioner submits that the
alleged loaded pistol has not been recovered from the conscious
possession of the petitioner and has been falsely implicated in
this case, however he is in custody since 23.08.2019.

Learned A.P.P. for the State has opposed the prayer for
bail.

Considering the facts and circumstances of the case
wherein it is the submission of learned counsel for the petitiioenr
that the alleged loaded pistol has not been recovered from the
conscious possession of the petitioner and that he has been



falsely implicated in this case due to enmity with the Officer-in-Charge of the concerned Police Station as also that he is in custody since 23.08.2019, let the above-named petitioner be released on bail furnishing bail bond of Rs. 15,000/- (Rupees Fifteen Thousand only) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Nalanda at Biharsharif, in connection with Harnaut P.S. Case No. 237 of 2019, subject to the condition as laid down under Section 437(3) Cr.P.C. as under:

(a) that such person shall attend in accordance with the conditions of the bond executed under this Chapter,

(b) that such person shall not commit an offence similar to the offence of which he is accused, or suspected, of the commission of which he is suspected, and

(c) that such person shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any Police Officer or tamper with the evidence.

(Rajeev Ranjan Prasad, J)

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