

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.1506 of 2020

Arising Out of PS. Case No.-79 Year-2019 Thana- KATHAIYA District- Muzaffarpur

VIKASH KUMAR SHARMA @ VIKASH KUMAR S/o - Jyot Narayan
Sharma Resident of Village- Central Chawk, P.S.- Kathaiya, Distt-
Muzaffarpur.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Nachiketa Jha, Advocate

For the Opposite Party/s : Mr.Nityanand, APP

CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 14-01-2020 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner is languishing in custody for the
offences punishable under Sections 399/402/414 of the Indian
Penal Code and Sections 25(1-b)a/26/35 of the Arms Act.

When the FIR named accused persons including the
petitioner were arrested on suspicion that they were preparing to
commit dacoity, from the possession of the petitioner three live
cartridges were recovered whereas from the possession of other
co-accused fire-arm was recovered.

Submission is that petitioner has got no criminal
antecedent and co-accused Pravin Kumar Chaudhary from
whose possession fire-arm was recovered has already been



allowed bail by a coordinate Bench of this Court. The investigation of the case is already complete. The petitioner is in custody since 25.05.2019.

Considering the aforesaid facts as well as the fact that there is nothing to substantiate that the petitioner is going to tamper with the evidence or abscond the process of law, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.20,000/- (Twenty Thousand) with two sureties of the like amount each to the satisfaction of the learned Court-below where the case is pending in connection with Kathaiya P.S. Case No.79 of 2019, with following conditions:

(a) Both the bailors shall be the resident of territorial jurisdiction of the learned Court-below.

(b) The petitioner shall fully cooperate with the trial of the case, failing which the court below shall be at liberty to cancel the bail bond of the petitioner.

(c) The petitioner shall not leave the country without permission of the trial Court.

(Birendra Kumar, J)

Mkr./-

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