

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17282 of 2020

Arising Out of PS. Case No.-232 Year-2019 Thana- NARPATGANJ District- Araria

PAWAN YADAV @ PAWAN KUMAR YADAV Son of Tej Narayan Yadav
Resident of Village - Deviganj, Ward No. 03, P.S.- Narpatganj, District -
Araria.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bhaskar Shankar

For the Opposite Party/s : Mr.Tarun Prasad Mandal

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

4 18-09-2020 The present petition has been taken up for
consideration through the mode of Video Conferencing in view
of the prevailing situation on account of COVID-19 Pandemic.

Heard the learned counsel for the petitioner and
Sri Tarun Kr. Mandal, the learned APP for the State.

The petitioner seeks regular bail in connection
with Narpatganj PS case no. 232 of 2019 instituted for the
offences punishable under Sections 25(1-b)a, 26, 35 of Arms
Act.

The case of the prosecution in brief is that the
S.H.O., Narpatganj had reached Deviganj on 09.04.2019 at
about 1.30 in the night, upon receiving secret information that
the petitioner and one another were carrying arms and



ammunitions for committing some heinous crime, whereafter the informant i.e. the said S.H.O. along with other police personnel and villagers had reached the house of the said persons, however they had managed to flee away. Upon search made in the house, some arms and ammunitions were recovered.

The learned counsel for the petitioner has submitted that the petitioner is innocent and has been falsely implicated in the present case. It is further submitted that though the petitioner is an accused in three other cases but he is on bail in all the three cases. Lastly, it is submitted that the petitioner is languishing in custody since 20.01.2020 and is ready to abide by such conditions as may be deemed fit and proper to be imposed by this Court for the purposes of grant of bail.

Having regard to the facts and circumstances of the case, considering the submissions of the learned counsel for the parties, taking into account the fact that no illicit arms has been recovered from the conscious possession of the petitioner and the petitioner is languishing in custody since 20.01.2020, the abovenamed petitioner is directed to be released on bail on furnishing bail bond of Rs. 10,000/- (Rs. Ten thousand) with two sureties of the like amount each to the satisfaction of



learned Chief Judicial Magistrate, Araria in connection with
Narpatganj PS case no. 232 of 2019.

(Mohit Kumar Shah, J)

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