

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No 18185 of 2020

Arising Out of PS. Case No.-123 Year-2019 Thana- PANDARAK District- Patna

MAHESH YADAV Son of Late Shivnandan Yadav Resident of Village-
Gowasa Shekhpura, Police Station-Pandarak, District-Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

For the Petitioner/s : Mr Arun, Advocate
For the Opposite Party/s : Mr Shyam Kumar Singh, APP

CORAM: HONOURABLE MR JUSTICE MADHURESH PRASAD
ORAL ORDER

2 04-06-2020 The matter has been listed today for consideration
through Video Conferencing.

Learned counsels are appearing and making
submissions from their residence. The Court Master and
Secretary are also part of this virtual Court proceedings with the
aid of audio visual technology.

Heard Mr Arun, learned counsel for the petitioner as
well as Mr Shyam Kumar Singh, learned APP for the State.

Petitioner seeks bail in Pandarak Police Station (for
brevity, *PS*) Case No 123 of 2019 instituted for the offence
punishable under Sections 25 (1-B)A, 26, 35 of Arms Act.

On alleged recovery of three live cartridges, it is
submitted that the petitioner is in custody since 07.12.2019.
Charge sheet has been submitted. It is submitted that it is a false
case. The petitioner is on bail in Pandarak PS Case No 56 of



2009, pending against him since before.

The learned APP for the State opposed the prayer for bail.

Considering the rival submissions, this Court is inclined to allow petitioner's prayer for bail.

Accordingly, let the petitioner, above named, be released on bail on his furnishing bonds of Rs 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Judicial Magistrate, 01st Class, Barh (Patna) in Pandarak PS Case No 123 of 2019 subject to the following conditions -

(1) That one of the bailors will be a close relative of the petitioner who will give an affidavit giving genealogy as to how he is related with the petitioner. The bailors will also undertake to inform the Court if there is any change in the address of the petitioner.

(2) That the petitioner will be well represented on each date and if he fails to do so on two consecutive dates, his bail bond will be liable to be cancelled.

(Madhuresh Prasad, J)

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