

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23225 of 2020

Arising Out of PS. Case No.-41 Year-2020 Thana- MITHANPURA District- Muzaffarpur

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AMIT KUMAR @ TINKU SINGH Son of Shyam Kishore Singh Resident of
Village - Rajput Tola Kanhauli, P.S.- Mithanpur, Distt.- Muzaffarpur, Bihar

... .. Petitioner

Versus

THE STATE OF BIHAR

... .. Opposite Party

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Appearance :

For the Petitioner/s : Mr.Sanjay Kumar Singh, Advocate

For the Opposite Party/s : Mr. Ram Sevak Chaudhary, Addl Public Prosecutor

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 10-09-2020 Heard learned counsel for the petitioner as well as

learned Additional Public Prosecutor representing the State via

Video conferencing.

The petitioner seeks bail in a case registered for the
offence punishable under sections 414/34 of the Indian Penal
Code as well as sections 25/26 and 35 of the Arms Act.

As per prosecution's case, there is recovery of one
live cartridge of .315 bore from the right pocket of petitioner's
pant.

Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in this
case due to local village politics. The recovery and implication
of the petitioner is motivated. Petitioner is no way concerned
with the said recovery. Petitioner is in custody since 15.2.2020.



In the facts of the case, prayer for bail of the petitioner is allowed. Let the petitioner mentioned above be enlarged on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Sub Divisional Judicial Magistrate East Muzaffarpur in Mithanpura Police Station Case No. 41 of 2020 on the following conditions:-

(1) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the Court and shall remain physically present as directed by the Court and on his/her absence on two consecutive dates without sufficient reason, his/her bail bond shall be cancelled by the Court below.

(2) If the petitioner tampers with the evidence or the witnesses, in that case the prosecution will be at liberty to move for cancellation of bail.

(Prabhat Kumar Singh, J)

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