

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.22147 of 2020

Arising Out of PS. Case No.-196 Year-2020 Thana- BEGUSARAI TOWN District- Begusarai

RAKESH GAUTAM Son of Rabindra Singh Resident of Ratanpur, Ward No.
21, P.S. - Town, District - Begusarai.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ansul

For the Opposite Party/s : Mr.A.G

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 25-08-2020 This matter is taken up for consideration through

Video Conferencing under the orders of Hon'ble the Chief

Justice.

Heard learned counsel for the petitioner and learned

A.P.P for the State.

The petitioner seeks bail in Town (Ratanpur O.P.) P.S.

Case No. 196 of 2020, registered for the offence punishable

under Sections 25(1-b)a, 26 and 35 of the Arms Act.

Two live cartridges is alleged to have been recovered

from the pocket of jeans of this petitioner.

It is submitted on behalf of the petitioner that

petitioner has falsely been implicated in this case. Nothing has

been recovered from conscious possession of this petitioner.

The provision of section 100 Cr.P.C has not been followed.



Petitioner is in custody since 15.03.2020.

Considering the facts and circumstances of the case, the petitioner above-named, is directed to 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 the learned Chief Judicial Magistrate, Begusarai in connection with Town P.S. Case No. 196 of 2020, subject to following conditions:-

(i) The 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 in the event of failure on two consecutive dates without sufficient reasons, his bail bond shall be liable to be cancelled by the court below.

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

(Prabhat Kumar Singh, J)

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