

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25668 of 2020**

Arising Out of PS. Case No.-56 Year-2020 Thana- MANIYARI District- Muzaffarpur

SIKANDER KUMAR S/o Raj Kapoor Pandit @ Raj Kapur Pandit Resident
of Village-Mohammadpur Mobarak, P.S.-Maniyari, District-Muzaffarpur.

... .. Petitioner

Versus

The State of Bihar Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Archana Sinha @ Archana Shahi
For the Opposite Party/s : Mr.A.G.

**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER**

2 29-09-2020 Heard learned counsel for the petitioner as well as
learned APP for the State also through video conferencing.

Petitioner is an accused in a case registered for
offence punishable under Section 414/34 I.P.C. and under
Section 25(1-B)A, 26, 35 Arms Act.

As per the prosecution case one mobile phone and
motorcycle have been recovered from the possession of the
petitioner and a country made pistol with live cartridge of 8 mm
and other live cartridge have been recovered from the
possession of co-accused Awadhesh Kumar.

It is submitted on behalf of the petitioner that the
petitioner has been falsely implicated in this case. Nothing
incriminating has been recovered from the conscious possession
of the petitioner. So far as arms and ammunition are concerned



the same have been recovered from the possession of the co-accused Awadesh Kumar. Petitioner has got clean antecedent and he is in custody since 8.3.2020.

Considering the facts aforesaid, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Shri Mahendra Mishra J.M. 1st Class, Muzaffarpur in Maniyari Police Station Case No. 56 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 absence on two consecutive dates without sufficient reason, their bail-bonds shall be cancelled by the Court below.

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

(Prabhat Kumar Singh, J)

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