

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.30939 of 2020

Arising Out of PS. Case No.-106 Year-2020 Thana- MANJHI District- Saran

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APPU KUMAR SAH Son of Ganesh Sah Resident of Village - Mubarakpur,
P.S. - Manjhi, District - Saran at Chhapra.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner/s : Mr. Yashraj Bardhan

For the Opposite Party/s : Mr. Shailendra Kumar No. 2, APP

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 26-11-2020 Due to COVID-19 Pandemic, the matter is being
taken up by way of Virtual Court proceeding.

The matter has been listed under the heading ‘For
Orders’ under the orders of Hon’ble the Chief Justice.

Learned counsel for the petitioner is directed to
remove the defects, as pointed out by the Office, within a period
of four weeks from the date of restoration of normalcy.

Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case instituted for the
offences under Sections 399, 402 of the Indian Penal Code and
25(1-b)a, 26 and 35 of the Arms Act.

Prosecution case, in short, is that one loaded country
made pistol along with four live cartridges is recovered from the



petitioner.

It has been submitted on behalf of the petitioner that the petitioner is in custody since 8.5.2020 and has got no criminal antecedent. Charge-sheet has been submitted in this case. There is no allegation of tampering of witnesses alleged against the petitioner. It is alleged that one loaded country made pistol along with four live cartridges is recovered. There is no compliance of Section 100 Cr.P.C.

On behalf of the State, it is submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, it is directed that the petitioner, above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned A.D.J.-III, Saran at Chapra in connection with Manjhi P.S. Case No. 106/2020, corresponding to Sessions Trial No. 222/2020.

(Sudhir Singh, J)

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