

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33891 of 2020

Arising Out of PS. Case No.-64 Year-2020 Thana- BARGAINIA District- Sitamarhi

Deepak Kumar Son of Bela Mahto Resident of Village-Pachtakiram, Police
Station-Bairgania, District-Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Anil Kumar, Advocate

For the Opposite Party/s : Mr. Shyam Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 22-12-2020 This matter has been taken up in virtual Court
proceeding.

Let the defects be removed within two weeks after
opening of the physical court.

Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner is languishing in custody for the
offences punishable under Sections 25(1-b)a/26/35 of the Arms
Act.

Submission is that no Arms was recovered from the
possession of the petitioner; rather recovery is alleged from
possession of co-accused who has already been allowed bail by
a coordinate Bench of this Court. The petitioner is in custody
since 18.03.2020. The petitioner has stated on oath that he has



got no criminal antecedent. Investigation of the case is already complete.

Considering the submissions aforesaid, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.20,000/- (Twenty Thousand) with two sureties of the like amount each to the satisfaction of the learned Court-below where the case is pending in connection with Bairgania P.S. Case No.64 of 2020, with following conditions:

(a) Both the bailors shall be the resident of territorial jurisdiction of the learned Court-below.

(b) The petitioner shall fully cooperate with the trial of the case, failing which the court below shall be at liberty to cancel the bail bond of the petitioner.

(c) The petitioner shall not leave the country without permission of the trial Court.

(Birendra Kumar, J)

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