

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35588 of 2020

Arising Out of PS. Case No.-184 Year-2018 Thana- PATEPUR District- Vaishali

Amarnath Sahni S/O Asheshwar Sahni R/O Village - Dihbuchauli, P.S. -
Jandaha District- Vaishali at Hajipur.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Niranjan Parihar

For the Opposite Party/s : Mr.Uma Shankar Pd. Singh

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 22-12-2020 Heard learned counsel for the petitioner as well as
learned A.P.P. for the State through video conferencing.

The petitioner seeks bail in Patepur P.S. Case No.
184 of 2018, registered for the offence punishable under
Sections 25(1-A)B/26/35 of the Arms Act.

As per the prosecution case, old iron barrel of riffle
having wooden grip & iron chain, one old iron barrel fitted with
wooden hand grip and one old semi manufactured iron gun body
have been recovered from a hut situated in *chaur* in village
Ajthama and it is alleged that this petitioner, after seeing the
policy party, fled away.

It is submitted on behalf of petitioner that nothing has
been recovered from the possession of the petitioner. Petitioner
was not arrested on the spot and has got no concern with alleged



recovery. In fact, recovery has been effected from a hut situated in *chaur* and he is in custody since 23-09-2019. Chargesheet has already been submitted.

Considering the aforesaid facts and circumstances, the bail application of petitioner is allowed. Let the above-named petitioner 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.C.J.M., Vaishali at Hajipur in connection with Patepur P.S. Case No. 184 of 2018, on the following conditions:

“(1) Petitioner shall cooperate 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, his 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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