

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.87474 of 2019

Arising Out of PS. Case No.-35 Year-2019 Thana- KHAGAUL District- Patna

Rishi Kumar, Son of Sri Sunil Kumar Ray @ Sunil Kr. Yadav Resident of
Village- Jamaluddinchak, P.S.- Khagaul, District- Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ajay Mukherjee, Advocate
For the Opposite Party/s : Mr. Binod Kumar, APP

CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL ORDER

3 26-06-2020 Heard Mr. Ajay Mukherjee, learned counsel
for the petitioner and Mr. Binod Kumar, learned APP for
the State.

The petitioner seeks bail in anticipation of his
arrest in connection with Khagaul P.S. Case No. 35 of
2019 dated 10.02.2019 instituted for the offences under
Sections 25(1-b)a, 26, 27/35 of the Arms Act.

During Saraswati Puja celebrations one
person viz. Vishal Kumar Ray was arrested by the police
for playing music on the stage on a high pitch and also
for firing from his weapon. From his possession, a
country made pistol and 11 cartridges were recovered.
Aforesaid Vishal Kumar Rai is said to have named his
associates including the petitioner.

Learned counsel for the petitioner submits



that nothing has been recovered from his possession and he has been named only because of the fact that he also was part of the Sarsaswati Puja celebrations which took place at the concerned place. The petitioner has earlier been made accused in two cases, but in those two cases he is on bail.

Regard being had to the aforesaid facts, the petitioner is directed to be released on bail, in the event of his arrest or surrender before the court below within a period of six weeks from the date of receipt/production of a copy of this order, on his furnishing bail bonds in the sum of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Additional Chief Judicial Magistrate-V, Danapur (Patna) in connection with Khagaul P.S. Case No. 35 of 2019, subject to the conditions as laid down under Section 438(2) Cr.P.C.

(Ashutosh Kumar, J)

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