

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.81375 of 2019

Arising Out of PS. Case No.-163 Year-2019 Thana- ADAPUR District- East Champaran

DEEPAK BAITHA, aged about 30 years, Male, Son of Birendra Baitha,
Resident of Village- Kuriya, P.S.- Pipra, District- East Champaran, Motihari
... Petitioner

Versus

THE STATE OF BIHAR ... Opposite Party

Appearance :

For the Petitioner : Mr. Jitendra Narain Sinha, Adv.
For the Opposite Party : Mr. Satya Nand Shukla, APP

**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

2 14-01-2020 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the state.

The petitioner seeks bail in connection with Adapur
P.S. Case No. 163 of 2019, registered under Sections 25(1-b)a,
26 and 35 of the Arms Act.

The accusation is that in course of patrolling duty, two
persons were seen on motorcycle. On giving the signal to stop
the motorcycle, both started to flee away. On chase, they were
apprehended, who disclosed their names as Deepak Baitha
(petitioner) and Raju Sahni. On search, petitioner was found in
possession of one country made pistol and three live cartridges
with four pieces of Rs.500/- denomination of Nepali currency.

Submission is that the petitioner has falsely been
implicated in this case and he is in custody since 28.06.2019,
thereafter, the petitioner was also remanded in Adapur P.S. Case



No. 157 of 2019, registered under Sections 395 and 397 of the Indian Penal Code and 27 of the Arms Act.

Having regard to the facts and circumstances of the case, 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 in connection with Adapur P.S. Case No. 163 of 2019 to the satisfaction of the Subdivisional Judicial Magistrate, Raxaul, Motihari, subject to the condition that out of two bailors, one must either be parent or close relative of the petitioner.

(Rajendra Kumar Mishra, J)

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