

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7960 of 2021

Arising Out of PS. Case No.-162 Year-2020 Thana- ATHMALGOLA District- Patna

Piyush Pratap Singh Son of Manoj Kumar Singh, Resident of Village -
Amaypur, P.S. - Jamaniya, District - Gajipur, Uttar Pradesh.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Yash Mathur, Adv.

For the Opposite Party/s : Mr.Dashrath Mehta, APP

CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

4 16-08-2021 In view of the sudden resurgence of Covid-19 infection,
there is limited functioning of the High Court and, therefore, the
matter has been listed today for consideration through virtual
mode.

Learned counsel for the petitioner is expected to honour
his undertaking given in the instant case for depositing the
requisite court fee and to remove the defects as pointed out by
office when called upon to do so by the office.

Heard learned counsel for the petitioner and learned A.P.P
for the State.

The petitioner seeks bail in Athmalgola P.S. Case No.162
of 2020, instituted for the offence under Sections 25(1-b)a, 26
and 35 of the Arms Act.

It is alleged that one country made pistol with magazine



and a mobile phone were recovered from the petitioner.

Learned counsel for the petitioner submits that it is a case of false implication. Nothing has been recovered from conscious possession of the petitioner. The petitioner is on bail in Mugalsarai P.S. Case No.300 of 2018. He is in custody since 07.07.2020.

Learned APP has opposed the prayer for bail.

Considering the rival submissions as also the facts and circumstances of the case, this Court for the purposes of grant of bail is inclined to accept the submissions advanced by the petitioner's counsel. Prayer for bail of the petitioner is allowed. Let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/-(Ten thousand) with two sureties of the like amount each to the satisfaction of the learned S.D.J.M., Barh in connection with Athmalgola P.S. Case No.162 of 2020, subject to the following conditions:-

(i) That one of the bailors will be a close relative of the petitioner who will give an affidavit giving genealogy as to how he is related with the petitioner. The bailor will also undertake to inform the Court if there is any change in the address of the petitioner.

(ii) That the petitioner will be well represented on each



date and if he fails to do so on two consecutive dates, his bail
bond will be liable to be cancelled.

(Madhuresh Prasad, J)

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