

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.14947 of 2021

Arising Out of PS. Case No.-359 Year-2020 Thana- JAHANABAD District- Jehanabad

Rakesh Kumar @ Pintu @ Fauji Son of Ram Uchit Mahto Resident of Village
- Shivnar, P.S. - Mokama, District - Patna.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Baxi S.R.P. Sinha, Sr. Adv. Mr. Prashant Kumar, Adv.
For the Opposite Party/s	:	Mr. Gauri Shankar Gupta, APP

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 05-10-2021 Heard learned senior counsel for the petitioner and
learned APP for the State.

Learned counsel for the petitioner undertakes to
remove the defects within three weeks. In the eventuality of
non-removal of defects within undertaken period, the office will
place the matter before the Bench.

The petitioner seeks bail in a case registered for the
offence punishable under Sections 353, 307 of the Indian Penal
Code and Sections 25 (1-b)a/26/27 of the Arms Act.

Learned counsel for the petitioner submits that
petitioner is innocent and has been falsely implicated in this
case. He submits that only one country made loaded pistol and
five live cartridges were recovered from the waist of the
petitioner. He further submits that petitioner bears one criminal



antecedent as stated in para-3 of the bail application and he is languishing in judicial custody since 02.07.2020.

However, learned APP for the State opposes the prayer for bail and submits that petitioner fired on the police personnel.

Considering the facts and circumstances of the case and the period of custody, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.20,000/- (rupees twenty thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/successor court in connection with Jehanabad P.S. Case No. 359 of 2020.

(Anjani Kumar Sharan, J)

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