

**IN THE HIGH COURT OF JUDICATURE AT PATNA  
(FROM RESIDENTIAL OFFICE VIA VIDEO APPLICATION)  
CRIMINAL MISCELLANEOUS No.16324 of 2021**

Arising Out of PS. Case No.-253 Year-2020 Thana- PATEPUR District- Vaishali

SANTOSH KUMAR SAHNI S/o Ram Sogarath Sahni R/o Village-  
Chaksikandar, P.S.- Tajpur, District- Samastipur.

... .. Petitioner

Versus

1. THE STATE OF BIHAR
2. Jitendra Kumar Singh, Sub Inspetor, P.S.- Patepur, District- Vaishali. Bihar

... .. Opposite Parties

**Appearance :**

For the Petitioner/s : Mr.Dharmendra Kumar Paswan, Advocate.

For the Opposite Party/s : Mr. Akhileshwar Dayal, APP

**CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD  
ORAL ORDER**

2      30-06-2021                      Learned counsel for the petitioner undertakes to remove all the defects pointed out by the Stamp Reporter within four weeks after start of normal functioning of the Court.

Heard learned counsel for the petitioner and Mr. Akhileshwar Dayal, learned APP for the State.

The petitioner in the present case is seeking regular bail in connection with Patepur P.S. Case No. 253 of 2020 registered for the offences punishable under Sections 25(1-b)a and 26 of the Arms Act.

Learned counsel for the petitioner submits that as per the prosecution story, a revolver and two live cartridges have been recovered from the possession of the petitioner.

Learned counsel submits that the petitioner is innocent and has falsely been implicated in the present case. The petitioner is in



custody since 4.12.2020 having no criminal antecedent.

Learned APP for the State has opposed the prayer for regular bail of the petitioner.

Having regard to the facts and circumstances of the case wherein it is the submission of learned counsel for the petitioner that as per allegation one revolver and two live cartridges have been recovered from the possession of the petitioner, he has no criminal antecedent, he is student of B.A. Final Year and in connection with the present case he has remained in custody since 4.12.2020, investigation against him is complete but the trial is not likely to be taken up in near future, considering all these submissions this Court directs release of the petitioner above named on furnishing of bail bonds of Rs.25,000/- (Rupees Twenty Five Thousand Only) with two sureties of the like amount each to the satisfaction of learned A.C.J.M.-III, Vaishali at Hazipur in connection with Patepur P.S. Case No. 253 of 2020, subject to the conditions as laid down under Section 437(3) Cr.P.C. as under:

(a) That such person shall attend in accordance with the conditions of the bond executed under this Chapter,

(b) That such person shall not commit an offence similar to the offence of which he is accused, or suspected, of the commission of which is suspected, and

(c) that such persons shall not directly or indirectly make and inducement, threat or promise to any person acquainted with the



facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer or tamper with the evidence.

And further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

The application stands allowed.

**(Rajeev Ranjan Prasad, J)**

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Note: The ordersheet duly signed has been attached with the record. However, in view of the present arrangements, during Pandemic period all concerned shall act on the basis of the copy of the order uploaded on the High Court website under the heading 'Judicial Orders Passed During The Pandemic Period'.

