

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23573 of 2021**

Arising Out of PS. Case No.-280 Year-2020 Thana- BARARI District- Katihar

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DHARMENDRA SAH SON OF LATE GOPI SAH R/O VILLAGE-
ASHRAM TOLA BARINAGAR, P.S.- BARARI, DISTRICT- KATIHAR.

... .. Petitioner/s

Versus

The State of Bihar BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner : Mr. Md. Musowir, Advocate

For the Opposite Party : Mr. Anand Mohan Prasad Mehta, APP

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**CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN
SINGH**

ORAL ORDER

3 29-11-2021 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

This application for regular bail arises out of Barari
P.S. Case No. 280 of 2020, disclosing offence punishable under
Sections 25 (1-b)a/26 of Arms Act.

The petitioner is in custody since 30.10.2020.
Allegedly, the petitioner was apprehended by police with one
country made pistol and one live cartridge on a secret
information that the petitioner was planning to commit some
crime.

It has been stated in paragraph 3 of the application
that the petitioner has criminal antecedent, inasmuch as, he is
accused in 3 more criminal cases registered in the years 2010



and 2011.

Learned counsel appearing on behalf of the petitioner has submitted that as the petitioner has already remained in custody for more than a year and charge-sheet has already been submitted, no tangible purpose will be served if the petitioner is compelled to remain in custody any further.

Considering the facts and circumstances of the case as noted above, this application is allowed. Let the petitioner, above-named, be released on bail on furnishing bail bonds of Rs. 10,000/-(ten thousand), with two sureties of the like amount, each to the satisfaction of learned A.C.J.M.-V, Katihar, District Katihar in Barari P.S. Case No. 280 of 2020.

It is further indicated that in case the petitioner is found indulging in any offence while on bail, by virtue of the present order, the prosecution shall be obliged to approach this court seeking cancellation of bail granted to him.

(Chakradhari Sharan Singh, J)

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