

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26926 of 2020**

Arising Out of PS. Case No.-581 Year-2019 Thana- KESARIA District- East Champaran

KUMOD TIWARI @ KAMOD TIWARI Son of Lalbabu Tiwari Resident of
Village - Bahuara Harivansh, P.S.- Kalyanpur, District - East Champaran

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Umesh Chandra Verma

For the Opposite Party/s : Mr.Ram Naresh Roy, APP.

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

ORAL ORDER

5 06-01-2021 Heard learned counsel for the parties.

This application for regular bail arises out of Kesariya
P.S. Case No. 581 of 2019, disclosing offences punishable under
Sections 25(1-b), a, 26 of the Arms Act.

The petitioner is in custody since 28.12.2019. It is
alleged that from petitioner's possession one pistol with four
cartridges were recovered during the course of search.

On perusal of paragraph 3 of the application, it
appears that the petitioner has criminal antecedent inasmuch as
he is facing criminal prosecution in three cases.

By an order dated 08.12.2020, this Court had called
for a report from the Court below as regards the present status of
the trial. A report has been received from which it appears that



even the police papers have not been served upon petitioner.

In the aforesaid background, this application 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 Additional Chief Judicial Magistrate-III, East Champaran at Motihari in Kesariya P.S. Case No. 581 of 2019.

(Chakradhari Sharan Singh, J)

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