

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35541 of 2021

Arising Out of PS. Case No.-221 Year-2020 Thana- KOTWALI District- Patna

AMIT KUMAR Son of Samsher Ray Resident of Village - Bhawanpura, P.S.-
Phulwarisharif, Distt.- Patna.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr.Ram Narayan Mahto, Advocate
For the Opposite Party : Mr.A.G.

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 28-10-2021 Heard learned counsel for the petitioner and the State.

The petitioner is in custody in connection with Kotwali
PS Case No. 221 of 2020 dated 09.05.2020, instituted under
Sections 399, 400, 402 and 414 of the Indian Penal Code and
Sections 25(1B)a, 26 and 35 of the Arms Act.

The allegation against the petitioner is that he along with
others was caught by the police while preparing to commit
crime and from him there is recovery of a loaded country-made
pistol and a live cartridge.

Earlier prayer for bail of the petitioner was refused by a
bench of this Court vide Annexure 1. Learned counsel for the
petitioner submits that till date charges have not been framed
and petitioner is in custody since 11.5.2020.

Learned counsel appearing for the State opposes the



prayer for bail.

Considering the aforesaid facts and circumstances of the case and the period of custody, prayer for bail of the petitioner is allowed. Let the petitioner, as named above, be enlarged 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 Chief Judicial Magistrate, Patna in Kotwali Police Station Case No. 221 of 2020.

(Prabhat Kumar Singh, J)

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