

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38395 of 2021

Arising Out of PS. Case No.-70 Year-2021 Thana- BRAHMPUR District- Buxar

RIJU NUT @ RIJU NAT, Son of Kanhaiya Nut, Resident of Village-
Brahmpur High School Ke Pas, P.S.- Brahmpur, District- Buxar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ramchandra Singh, ,Advocate

For the Opposite Party/s : Mr. Md. Matloob Rab, APP

CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

2 14-12-2021 Heard learned counsel for the petitioner and the
learned APP for the State.

The petitioner seeks bail in connection with
Brahmpur P.S. Case No.70 of 2021 registered for the offence
punishable under Sections 25(1-b)a and 26 of the Arms Act.

For alleged recovery of a loaded country made
pistol, counsel submits that the petitioner is in custody since
04.02.2021. It is submitted that it is a case of false implication.
As per the disclosure made in paragraph 3 of the bail petition,
he is accused in two other cases. In both the cases, he is stated to
be on bail.

Learned APP for the State has opposed the prayer for
bail.

Considering the rival submission as also the facts



and circumstances of the case, this Court for the purposes of grant of bail is inclined to accept the submissions advanced by the petitioner's counsel. Prayer for bail of the petitioner is allowed.

Accordingly, 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 learned Chief Judicial Magistrate, Buxar, in connection with Brahmpur P.S. Case No.70 of 2021, subject to the following conditions:

(i) That one of the bailors will be a close relative of the petitioner who will give an affidavit giving genealogy as to how he is related with the petitioner. The bailor will also undertake to inform the court if there is any change in the address of the petitioner.

(ii) That the petitioner will be well represented on each date and if he fails to do so on two consecutive dates, his bail bond will be liable to be cancelled.

This Court would expect that the petitioner's counsel would honour his undertaking in the instant proceedings regarding supply of the requisite court fee etc. within two weeks



from the date he is called upon to do so by the office.

(Madhuresh Prasad, J)

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