

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38370 of 2021**

Arising Out of PS. Case No.-384 Year-2020 Thana- LALIT NARAYAN UNIVERSITY
District- Darbhanga

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Vibhash Jha @ Vibhash Kumar Jha S/O Late Vijay Shankar Jha Resident Of
Village Shahpur Pagda, P.S-Dalsingh Sarai, District-Samastipur.

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Abhishek Kumar, Advocate

For the Opposite Party/s : Mr.Harendra Prasad, Addl Public Prosecutor

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**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER**

2 24-09-2021 Heard learned counsel for the petitioner and the State.

The petitioner prays for grant of regular bail in a case registered for the offence punishable under sections 25(1-B)a/26/35 of the Arms Act.

As per the prosecution case, one loaded country made pistol with two cartridges were recovered from the house of the petitioner.

Learned counsel for the petitioner submits that the house in question is the petitioner's joint family property. No incriminating material has been recovered from the conscious possession of the petitioner. Petitioner has claimed clean antecedent and he is in custody since 30.12.2020.

Considering the facts and circumstances of the case, let



the petitioner, mentioned 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 Chief Judicial Magistrate, Darbhanga in LNMU PS case no. 384 of 2020 on the following conditions:-

(1) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the Court and shall remain physically present as directed by the Court and on his/her absence on two consecutive dates without sufficient reason, his/her bail bond shall be cancelled by the Court below.

(2) If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

(Prabhat Kumar Singh, J)

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