

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.36150 of 2020

Arising Out of PS. Case No.-123 Year-2020 Thana- MAIRWAN District- Siwan

Prince Pandey @ Prince Kumar Son Of Prabhakar Pandey, Resident Of
Village - Kavita, Police Station - Mairwa, District - Siwan

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ajay Kumar Tiwary, Adv.
For the Opposite Party/s : Mr. Narsingh Tanti, APP

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 27-01-2021 Heard the learned counsel for the petitioner and
Shri Narsingh Tanti, the learned A.P.P. appearing for the State.

The petitioner seeks regular bail in connection with
Mairwa P.S. Case No. 123 of 2020 for the offence punishable
under Sections 25(1-b) a, 26, 35 of the Indian Penal Code.

The allegation is regarding recovery of one country
made pistol and five cartridges from possession of the petitioner,
after he was apprehended by the police.

The learned counsel for the petitioner has
submitted that the petitioner is innocent, has been falsely
implicated in the present case and is languishing in custody
since 25.04.2020. The learned counsel for the petitioner has
further submitted that though it has not been stated in the
petition, but the fact is that the petitioner was remanded in the



present case after he was arrested in another case.

Per contra, the learned Additional Public Prosecutor has vehemently opposed the prayer for regular bail, made by the petitioner.

Having regard to the facts and circumstances of the case, considering the submissions made by the learned counsel for the parties and taking into account the period of incarceration of the petitioner, I deem it fit and proper to direct for release of the petitioner on regular bail.

Accordingly, the petitioner, above named, is directed to be released on regular bail on furnishing bail-bonds of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate-1st Class, Siwan in connection with Mairwa P.S. Case No. 123 of 2020.

(Mohit Kumar Shah, J)

Tiwary/-

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