

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38186 of 2020**

Arising Out of PS. Case No.-370 Year-2020 Thana- SITAMARHI District- Sitamarhi

ABHAY KUMAR aged about 24 years Son of Devan Hathi Resudent of
Village - Punaura Ward No.9, P.S.- Sitamarhi, Distt.- Sitamarhi.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr.Hans Lal Kumar, Advocate
For the Opposite Party : Mr. Addl Public Prosecutor

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

2 05-02-2021 Heard learned counsel for the petitioner and the State.

The petitioner seeks bail in a case registered for the
offence punishable under sections 399/402 of the Indian Penal
Code and sections 25(1-B)a, 26/35 of the Arms Act.

As per the prosecution case, one spring knife has been
recovered from the possession of the petitioner.

Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in this
case. Charge sheet has already been submitted. Petitioner has
got clean antecedent and he is in custody since 18.7.2020.

In the facts of the case, prayer for bail of the petitioner
is allowed. 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



Additional Sessions Judge -X, Sitamarhi in Sitamarhi Police
Station Case No. 370 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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