

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4960 of 2021

Arising Out of PS. Case No.-267 Year-2020 Thana- MADHUBAN District- East Champaran

PAPPU KUMAR @ PAPPU @ PAPPU SAHANI SON OF YOGENDRA
SAHANI RESIDENT OF VILLAGE-SIRHA, P.S-PAKADIDYAL,
DISTRICT-EAST CHAMPARAN

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Umesh Chandra Verma

For the Opposite Party/s : Mr.Pramod Kumar Pandey, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 06-04-2021 This matter is taken up for consideration through
Video Conferencing under the orders of Hon'ble the Chief
Justice.

Heard both parties.

The petitioner seeks bail in Madhuban P.S. Case No.
267 of 2020, registered for the offence punishable under
Sections 499, 402 of the Indian Penal Code and sections 25(1-
b)a, 25(1-A), 26 A, 35 and 36 of the Arms Act.

As per the prosecution case, one country made pistol
has been recovered from possession of this petitioner.

It is submitted on behalf of the petitioner that nothing
has been recovered from conscious possession of this petitioner.
Petitioner is in custody since 07.09.2020 having clean



antecedent, as stated in para 3 of the petition. Chargesheet has already been submitted.

Considering the period of custody coupled with the fact that petitioner bears clean antecedent, the petitioner above-named, is directed to 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 learned Judicial Magistrate Ist Class, East Champaran at Motihari in connection with Madhuban P.S. Case No. 267 of 2020, subject to following conditions:-

(i) The 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 in the event of failure on two consecutive dates without sufficient reasons, his bail bond shall be liable to be cancelled by the court below.

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

(Prabhat Kumar Singh, J)

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