

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3166 of 2022

Arising Out of PS. Case No.-133 Year-2020 Thana- MORKAHI District- Khagaria

Binod Mandal, aged about 51 years, Male Son of Late Etwari Mandal,
Resident of Village - Balour, P.S.- Morkahi, District- Khagaria.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Abdul Mannan Khan, Mr. Binay Kumar and Mr. Shive Kumar, Advocates
For the Opposite Party/s :		Mr. Atul Chandra, APP

CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA
ORAL ORDER

2 06-06-2022 Heard learned counsel for the petitioner and learned
APP for the State.

Let the defect(s), if any, as pointed out by the office
be removed within a period of four weeks from today.

The petitioner seeks bail in connection with Morkahi
P.S. Case No. 133 of 2020 registered for the offences punishable
under Sections 25(1-B) (a) and 26 of the Arms Act.

Allegedly the petitioner was apprehended with a
country made pistol and 11 (eleven) cartridges from his house.

It was submitted by learned counsel for the petitioner
that the petitioner is in custody since 22.12.2020 and the
recovery has not been from his possession. Though the
petitioner is having criminal antecedent, but he is on bail in all
cases.



Per contra, it has been submitted on behalf of the State that recovery has been made from the possession of the petitioner.

Having regard to the aforesaid facts and circumstances and considering the period of custody, let the petitioner above named be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate 1st Khagaria in connection with Morkahi P.S. Case No. 133 of 2020, subject to the following conditions:

(i) One of the bailors will be a close relative of the petitioner, preferably one of his parents.

(ii) The petitioner will remain present on each and every date fixed by the court below and not delay the trial.

(iii) In case of absence for three consecutive dates or in violation of the terms of the bail, his bail bond will be liable to be cancelled by the Court concerned.

(Arun Kumar Jha, J)

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