

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7320 of 2022

Arising Out of PS. Case No.-612 Year-2021 Thana- KATIHAR NAGAR District- Katihar

Shrikant Mandal Son Of Late Govind Mandal R/O Village- Kamaldev Tola,
Byashi Asthan, P.S.- Sahebganj, District- Sahebganj (JHARKHAND)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr. Ganesh Prasad Singh, App

CORAM: HONOURABLE MR. JUSTICE KHATIM REZA
ORAL ORDER

2 16-06-2022 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner seeks regular bail in connection with
Katihar, Town (Sahayak) P.S. Case No. 612 of 2021 instituted
for the offences under Sections 25(i-b)a, 26 and 35 of the Arms
Act.

Learned counsel for the petitioner submits that the
petitioner is in custody since 28.10.2021, charge-sheet has been
submitted in the case and has antecedent of one case.

The prosecution case in brief is that on 28.10.2021 on
the basis of secret information, the informant along with police
personnel reached at the place of occurrence and apprehended
two persons, who disclosed their name as Lalu Sahni and
Srikant Mandal (petitioner), and during the course of search five



live cartridges were recovered from the possession of the petitioner and thereafter, seizure list was prepared to this effect.

Learned counsel for the petitioner submits that petitioner has no concerned with the apprehended co-accused. It is further submitted that petitioner was made accused because he was going to the house of his sister situated in the said Mohalla and police party saw him alone in the night and he was implicated in this case falsely.

Learned A.P.P. for the State vehemently opposes the prayer for bail of the petitioner.

Considering the fact that the petitioner is in custody since 28.10.2021 and charge-sheet has been submitted in the case, let the petitioner above named be released on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand only) with two sureties of the like amount each to the satisfaction of learned C.J.M., Katihar in connection with Katihar, Town (Sahayak) P.S. Case No. 612 of 2021, subject to 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) One of the bailors will be his own blood relation, preferably father, mother, brother, sister and or his wife.

(3) 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.

(Khatim Reza, J)

Gaurav Kumar/-

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