

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No. 10792 of 2022

Arising Out of PS. Case No.-30 Year-2021 Thana- SOHSARAI District- Nalanda

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ABHIMANYU @ MANNU @ ABHIMANYU RAM @ ABHIMANYU
RAUT @ MANNU RAUT S/o Arjun Ram R/o village- Tufanganj, P.S.-
Rahui (Bhaganbigha O.P.), District- Nalanda

... .. Petitioner/s

Versus

THE STATE OF BIHAR BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Anil Kumar Singh

For the Opposite Party/s : Mr.Nand Kishore Prasad

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CORAM: HONOURABLE MR. JUSTICE ALOK KUMAR PANDEY
ORAL ORDER

2 11-07-2022 Let the defect(s), as pointed out by the office, be
removed within a period of four weeks from today.

Heard learned counsel for the petitioner and
learned A.P.P. for the State.

The petitioner seeks bail in connection with
Sohsarai P.S. Case No. 30 of 2021 registered for the offences
punishable under Sections 25(1-B)a, 26 and 35 of the Arms Act.

As per prosecution case, one country made pistol
along with two live cartridge from the possession of the present
petitioner.

Learned counsel for the petitioner submits that
petitioner is in custody since 07.02.2021. Petitioner bears
criminal antecedent of eight cases in which he is on bail in all



cases. Charge sheet has already been submitted in the case and there is no likelihood of tampering with the prosecution evidence. Learned counsel further submits that the petitioner has been roped in one case after another on the basis of criminal antecedent by the police in mechanical manner whenever the offence has committed in the particular area.

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

Considering the facts and circumstances of the case as well as period of custody, charge-sheet has already been submitted and argument advanced on behalf of the parties also taking into consideration the material available on record, let the petitioner above named be released on bail after framing of charge on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Nalanda in connection with Sohsarai P.S. Case No. 30 of 2021, subject to following conditions:-

(i) One of the bailors shall be either father or mother or sister or brother or wife or the person who has sworn the affidavit in bail application.

(ii) Petitioner will co-operate in trial and will



remain present on all dates and absence for two consecutive dates would be a ground for cancellation of bail by the learned Trial court itself.

(iii) 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.

(Alok Kumar Pandey, J)

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