

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15283 of 2022

Arising Out of PS. Case No.-150 Year-2019 Thana- SUPPI District- Sitamarhi

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Dheeraj Kumar Singh @ Dhiraj Kumar Singh Son of Lalan Singh Resident of
Village - Basant Khurd , P.S.- Suppi, Distt.- Sitamarhi.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner/s : Mr. Shyama Kant Singh, Advocate.

For the Opposite Party/s : Mr. Atul Chandra, APP.

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CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN

ORAL ORDER

2 07-07-2022 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner seeks regular bail in connection with
Suppi, P.S. Case No. 150 of 2019 lodged under Sections 414,
353, 333, 307 of Indian Penal Code read with Section 27 of
Arms Act.

Learned counsel for the petitioner submits that
nothing was recovered from the possession of the petitioner and
his name has figured in this case, upon the secret information no
arms was recovered rather a motorcycle was alleged to be
recovered. He further submits that the petitioner is in custody
since 27.08.2019. As per the order sheet of the trial court, he
also submits that charge sheet has already been filed. He further
submits that co-accused has been granted bail by the order of

the Co-ordinate Bench of this Court dated 16.04.2021 passed in Cr. Misc. No. 5613 of 2021. Learned counsel for the petitioner admits that petitioner has in total 14 criminal cases pending and out of 14, he is on bail in 6 cases.

Learned counsel for the State opposes the prayer for bail and also submits that though in the present case nothing has been recovered but from the criminal history, it transpires that petitioner is a habitual offender and, therefore, there is a probability that trial may not commence if bail shall be granted.

In the present facts and circumstances that in the present case nothing was recovered from the petitioner, arms act not applicable on him and with a view to maintain the parity, let the petitioner above named, be granted bail on furnishing bail bonds of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned C.J.M., Sitamarhi, in connection with Suppi, P.S. Case No. 150 of 2019, subject to the conditions as laid down under Section 437(3) of Cr.P.C.

The petitioner is directed to appear on each and every date before the Trial Court, in case of non-appearance for two consecutive dates, shall resulted into cancellation of his bail bond. If he shall involve in such type of activities again, the

prosecution shall be at liberty to move for cancellation of his
bail bond.

Accordingly, the bail application stands allowed.

(Dr. Anshuman, J.)

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