

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17322 of 2022

Arising Out of PS. Case No.-233 Year-2020 Thana- BHAGWANPUR District- Kaimur
(Bhabua)

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NARESH RAM, Son of Shambhu Ram @ Sambhu Ram, Resident of Village-
Nibia, P.S.- Bhagwanpur, District- Kaimur (Bhabua).

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner/s : Mr.Praveen Kumar, Adv.

For the Opposite Party/s : Mr.Jitendra Kumar Singh,A.P.P.

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CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

2 28-09-2022 Learned counsel for the petitioner shall remove all the

defects pointed out by the stamp reporter within three weeks

from today.

Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner in the present case is seeking regular
bail in connection with Bhagwanpur P.S. Case No.233/2020
corresponding to Reg. No. 2232 of 2020 registered for the
offences under Section 393 of the Indian Penal Code and under
Sections 25(1-b)a / 26/ 35 of the Arms Act. The petitioner has
one criminal antecedent. He is in custody since 05.12.2020.

Earlier the prayer for bail of the petitioner was
withdrawn granting liberty to seek his remedy in accordance
with law vide order dated 06.07.2021 passed in Cr.Misc.No.
27741 of 2021.



Learned counsel for the petitioner submits that the petitioner has remained in custody for one year eight months and the trial has not progressed.

Learned APP for the State has though opposed the prayer for bail of the petitioner but does not dispute the aforesaid submission.

Having regard to the nature of the allegations and the custody of the petitioner since 05.12.2020, this Court directs release of the petitioner above named on bail on furnishing bail bonds of Rs.25,000/- (Rupees Twenty Five Thousand Only) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate-V, Kaimur at Bhabua in connection with Bhagwanpur P.S. Case No.233/2020, corresponding to Reg. No. 2232 of 2020, subject to the conditions as laid down under Section 437(3) Cr.P.C.

And further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.



Certified copy of the order will be made available
only after removal of the defects.

(Rajeev Ranjan Prasad, J)

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Note: The ordersheet duly signed has been attached with the record. However, in view of the present arrangements, during Pandemic period all concerned shall act on the basis of the copy of the order uploaded on the High Court website under the heading 'Judicial Orders Passed During The Pandemic Period'.

