

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21126 of 2022

Arising Out of PS. Case No.-323 Year-2021 Thana- KATORIYA District- Banka

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Rameshwar Yadav Son Of Late Kishan Yadav @ Ramu Murar R/O Village-
Rikhiya Rajdah, P.S.- Katoriya, District- Banka

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ajay Mukherjee, Advocate

For the Opposite Party/s : Mr. Anita Kumari, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE KHATIM REZA
ORAL ORDER

2 09-09-2022 This case has been taken-up through video conference.

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

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

The petitioner seeks bail in connection with a case
registered for the offences punishable under Sections 25(1-
b)a/26 and 27/35 of the Arms Act.

Allegation is of recovery of one country-made loaded
pistol alongwith two live cartridges from the possession of the
petitioner.

Learned counsel for the petitioner submits that the
petitioner is innocent and has been falsely implicated in this



case. Nothing has been recovered from the possession of the petitioner. Further, it is submitted that the petitioner is in custody since 23.11.2021, charge-sheet has been submitted in the case and has antecedent of three cases.

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

Considering the facts and circumstances of this case, the above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) only with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate/Successor Court, Banka in connection with Katoria P.S. Case No. 323 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 on his absence on two consecutive dates without sufficient reason, his 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. The bailor shall also state on affidavit that he will inform the court concerned if the petitioner is made accused in



any other case of similar nature after his release in the present case and thereafter the court below will be at liberty to initiate the proceeding for cancellation of bail on ground of misuse.

4. 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)

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