

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21490 of 2022**

Arising Out of PS. Case No.-211 Year-2021 Thana- ALAMNAGAR District- Madhepura

SAURAV KUMAR MANDAL @ SAURAV KUMAR SON OF PULKIT
MANDAL R/O VILLAGE- VAISHA WASA, ALAMNAGAR PURVI,
WARD NO.-06, P.S.- ALAMNAGAR, DISTRICT- MADHEPURA

... .. Petitioner/s

Versus

The State of Bihar BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pawan Kumar

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

**CORAM: HONOURABLE MR. JUSTICE ALOK KUMAR PANDEY
ORAL ORDER**

3 13-06-2022 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
Alamnagar P.S. Case No. 211 of 2021 registered for the offences
punishable under Sections 25(1-B)a, 26 of the Arms Act.

As per prosecution case, one country made loaded
pistol was recorded from possession of the petitioner.

Learned counsel for the petitioner submits that
petitioner is in custody since 25.10.2021 and bears criminal
antecedent of one case. He further submits that no incriminating
article has been recovered from conscious possession of the



petitioner and he has falsely been implicated in this case due to ill motive of local police. Petitioner has no knowledge about the alleged seized illegal arms. Petitioner is daily wager and he works in local market. Charge sheet has been submitted in the case and there is no likelihood of tampering the evidence.

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

Considering the facts and circumstances of the case as well as period of custody and 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 Additional Chief Judicial Magistrate, Udakishunganj in connection with Alamnagar P.S. Case No. 211 of 2021, subject to following conditions:-

(i) One of the bailor shall be either father or mother or sister or brother or wife or the person who 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)

shahzad/-

U		T	
---	--	---	--

