

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23325 of 2022

Arising Out of PS. Case No.-33 Year-2021 Thana- KHAIRA District- Jamui

Ranjeet Yadav S/o Naresh Yadav R/o village- Jagarnadih, P.S.- Khaira,
District- Jamui

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr. Akash Raj, Advocate.

For the Opposite Party/s : Mr. Anita Kumari Singh, APP.

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 28-07-2022 Let the defect, if any, be removed within two weeks
from today.

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

The petitioner seeks regular bail in connection with
Khaira P.S. Case No. 33 of 2021 lodged under Sections 399 and
402 of the Indian Penal Code read with Sections 25(1-b)a, 26
and 35 of the Arms Act.

The prosecution story is that, on secret information
raid was made, in the said raid two persons were apprehended in
which one is the petitioner Ranjeet Yadav from whose
possession a country made pistol, one live cartridge, two sim
card and one mobile were recovered and thereafter the present
case has been lodged.

Learned counsel for the petitioner submits that petitioner is innocent and the alleged seizure is not made in accordance with law, therefore, suffers from defect. He further submits that there were 3 cases pending against the petitioner and out of which in 2 cases he is on bail and in 1 case he was remanded and his name has come on the confessional statement. He further submits that petitioner is in custody since 07.02.2021 and charge sheet has already been filed. On the point of his antecedent learned counsel for the petitioner submits that petitioner is ready to fulfill all the conditions whatever shall be imposed upon him by the Court.

Learned counsel for the State opposes the prayer for bail.

In the present facts and circumstances of this case and the submissions made above, 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., Jamui in connection with Khaira P.S. Case No. 33 of 2021, subject to the conditions as laid down under Section 437(3) of Cr.P.C. in addition to the following conditions:

A. The petitioner shall support in trial and shall

appear physically before the lower court on each and every date fixed, in case of non-appearance for two consecutive dates without sufficient cause, shall resulted into cancellation of his bail bond.

B. One of the bailor shall be close relative who shall file affidavit before the court about his relation with the petitioner.

C. The petitioner shall file an affidavit at the time of furnishing of bail bond that he shall not involve in such criminal activity during the continuance of present bail bond, violation of this condition shall be resulted into cancellation of his present bail bond.

With this observation, the bail application stands allowed.

(Dr. Anshuman, J.)

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