

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.38885 of 2021**

Arising Out of PS. Case No.-130 Year-2020 Thana- KANHAULI District- Sitamarhi

SHIV NANDAN BAITHA Son of Raktu Baitha Resident of Village-  
Ramnagra, P.S.- Kanchauli, District- Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Ayush Kumar, Advocate

For the Opposite Party/s : Dr. Ajeet Kumar, APP

**CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY**  
**ORAL ORDER**

2      12-01-2022                      Heard learned counsel for the parties through video conferencing.

The petitioner has preferred this application for grant of regular bail in a case registered under sections sections 25(1-B)(a) and 26 of the Arms Act.

As per the prosecution case, a loaded pistol with a live cartridge is said to have been recovered from the possession of the petitioner.

It is submitted by learned counsel for the petitioner that the petitioner has been falsely implicated in the case because of his antecedents. No incriminating article has been recovered from his possession. He is in custody since 18.11.2020. Chargesheet has been submitted in the case.

Heard learned APP for the State.

Having heard learned counsel for the parties and



taking into consideration the facts of the case together with the petitioner having remained in custody for over 1 year, the petitioner is directed to be enlarged on bail in connection with Kanhauli P.S. Case no. 130 of 2020 on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Additional Chief Judicial Magistrate 1<sup>st</sup>, Sitamarhi.

**(Partha Sarthy, J)**

Spd/-

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