

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40825 of 2021**

Arising Out of PS. Case No.-20 Year-2021 Thana- RUPAULI District- Purnia

RAKESH KUMAR YADAV S/O TEJ NARAYAN YADAV RESIDENT OF
VILLAGE-BHANGHA, P.S FALKA (POTHIYA O.P.), DISTRICT-
KATIHAR.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bijendra Kumar Singh

For the Opposite Party/s : Mr.Shyam Kumar Singh

**CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN
SINGH**

ORAL ORDER

3 05-01-2022 The matter has been taken up for online hearing
through video conference because of COVID-19 pandemic
restrictions.

Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

This application for regular bail arises out of Rupauli
P.S. Case No. 20 of 2021, disclosing offence punishable under
Sections 25(1-b) a/35 of the Arms Act.

The petitioner is in custody since 19.01.2021, as
stated in paragraph-10 of the application. Allegedly, from the
petitioner's possession a country-made pistol and live cartridges
were recovered. On perusal of First Information Report, it
appears that there is no allegation against the petitioner of use of



fire-arm. It further transpires that charge-sheet has already been submitted.

As the petitioner is in custody for nearly one year, considering the nature of allegation against him, as noted above, this application is allowed.

Let the petitioner, above-named, be released on bail on furnishing bail bonds of Rs. 10,000/-(ten thousand), with two sureties of the like amount, each to the satisfaction of learned Judicial Magistrate 1st Class, Purnea, in Rupauli P.S. Case No. 20 of 2021.

(Chakradhari Sharan Singh, J)

Rajesh/-

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