

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.46132 of 2021

Arising Out of PS. Case No.-290 Year-2021 Thana- BEGUSARAI TOWN District- Begusarai

KISHAN KUMAR @ KISAN KUMAR Son of Bipin Singh @ Vipin Singh
Resident of Village - Sanichara Asthan, Ratanpur City News Gali, Ward
no.20, P.S.- Town, Distt.- Begusarai.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sandip Kumar Gautam, Advocate

For the Opposite Party/s : Mr.Amitesh Kumar, APP

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 25-02-2022 The instant case has been taken up for consideration through the mode of Video conferencing in view of the prevailing situation on account of COVID 19 Pandemic, requiring social distancing.

Heard the learned counsel for the petitioner and Sri
Amitesh Kumar, the learned APP for the State.

The petitioner seeks regular bail in connection with
Town PS case no. 290 of 2021 instituted for the offences punishable
under Sections 25(1-b)a, 26, 35 of Arms Act.

The allegation is regarding recovery of two live
cartridges from the possession of the petitioner, after he was arrested
along with one other miscreant.

The learned counsel for the petitioner has submitted
that the petitioner is innocent, has been falsely implicated in the



present case, is having a clean antecedent and is languishing in custody since 25.04.2021. The learned counsel for the petitioner has further submitted that the motorcycle belongs to the brother of the petitioner and mobile phone belongs to his mother.

Per contra, the learned A.P.P. for the State has vehemently opposed the prayer for bail.

Having regard to the facts and circumstances of the case, considering the submissions made by the learned counsel for the parties and taking into account the materials available on record as also considering the period of incarceration of the petitioner, apart from the fact that he is having a clean antecedent, I deem it fit and proper to admit the petitioner to the privilege of bail.

Accordingly, the abovenamed petitioner is directed to be released on bail on furnishing bail bond of Rs. 10,000/- (Rs. Ten thousand) with two sureties of the like amount each to the satisfaction of learned court of Chief Judicial Magistrate, Begusarai in connection with Town PS case no. 290 of 2021.

(Mohit Kumar Shah, J)

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