

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49376 of 2021

Arising Out of PS. Case No.-67 Year-2021 Thana- KUMAR KHAND District- Madhepura

SUNIL YADAV Son of Late Kari Yadav Resident of Village - Belhi, P.S.-
Kumarkhand, Distt.- Madehepura.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Anant Kumar 1, Advocate

For the Opposite Party/s : Mr. Brajendra Nath Pandey, A.P.P.

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 18-04-2022 Heard learned counsel appearing on behalf of the
petitioner and learned APP for the State.

Let the defect(s) be removed within two weeks of the
complete start of the physical Court in normal course.

Petitioner, who is in custody since 06.03.2021, seeks
regular bail in connection with Kumarkhand P.S. Case No. 67 of
2021 registered for offences punishable under Sections 25(1-
B)a, 26 of the Arms Act.

Prosecution story in brief is that one country made
pistol and two live cartridges were recovered from the
possession of the petitioner.

Learned counsel appearing on behalf of the petitioner
submits that petitioner is innocent and he has falsely been
implicated in the present case due to dirty village politics.



Seizure list has been prepared in absence of the petitioner.
Petitioner is in custody since 06.03.2021.

Learned A.P.P., for the State has opposed the prayer
for grant of bail to the petitioner.

Considering the period of custody undergone by the
petitioner, nature of allegation made in the FIR, and the manner
in which seizure has been made, without going into the merits of
the case, the petitioner above named, is directed to be enlarged
on bail upon furnishing bail bond of Rs. 25,000/- (Rupees
Twenty Five Thousand) with two sureties of the like amount
each to the satisfaction of learned A.C.J.M.-IV, Madhepura in
connection with Kumarkhand P.S. Case No. 67 of 2021 subject
to the following conditions:

(i) Bailors should be local having sufficient
immovable property within the jurisdiction of the Court
concerned.

(ii) Petitioner shall co-operate in the trial and shall be
properly represented on each and every date fixed by the Court.

(iii) If the petitioner tampers with the evidence or the
witnesses of the case, in that case, prosecution will be at liberty
to move for cancellation of bail of the petitioner.

(iv) If the petitioner is found involved in similar



nature of offence, after his release on bail, the trial Court shall take steps to cancel his bail bond.

(v) The Court below is directed to verify the criminal antecedent of the petitioner as stated in paragraph no. 3 of the bail application. If any other case is pending against the petitioner as what has been stated in paragraph no. 3, this order will loose its force automatically.

(vi) The petitioner will make his attendance before the concerned police station under which his house is located every fortnightly till conclusion of the trial and on any single default without any valid reasons on the part of the petitioner, his bail bonds shall be cancelled and the concerned SHO of the police station shall submit his monthly attendance report to the Superintendent of Police having jurisdiction.

(Purnendu Singh, J)

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