

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48982 of 2021

Arising Out of PS. Case No.-105 Year-2021 Thana- PURNEA SADAR District- Purnia

Kamal Hussain @ Kamal Son of Md. Israil @ Md. Ismail R/O- Chocha, P.S.-
Baisi, Distt.- Purnia at present R/O - C/O - Mahanto Dey, Bhusmani, Ward
No.- 12, P.S.- Dalkola, Distt.- Uttar Dinajpur (West Bangal)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sanjeev Kumar Singh, Advocate

For the Opposite Party/s : Mr. Shyameshwar Dayal, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 27-01-2022 Heard learned counsel for the petitioner and learned
A.P.P. for the State through virtual court proceedings.

The petitioner seeks bail in connection with Sadar P.S.
Case No. 105 of 2021 instituted for the offences under Sections
25(1-b)a, 26 and 35 of the Arms Act.

Learned counsel for the petitioner submits that the
petitioner is in custody since 06.03.2021, and charge-sheet has
been submitted in the case and has antecedent of four cases under
the Excise Act as mentioned in paragraph '3' of the bail
application

Learned counsel for the petitioner submits that
allegation is of recovery of a loaded country-made pistol with
five live cartridges from the petitioner.



Learned counsel for the petitioner submits that nothing was recovered from petitioner's possession and he has been falsely implicated in the present case based on his antecedent.

Learned A.P.P. for the State vehemently opposes the prayer for bail of the petitioner.

Considering the fact that the petitioner is in custody since 06.03.2021 and charge-sheet has been submitted in the case, let the petitioner above named be released on bail on furnishing bail bond of Rs. 20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned C.J.M., Purnia in connection with Sadar P.S. Case No. 105 of 2021 with a condition that petitioner will keep marking his attendance in the concerned police station in between 25-30 of every month commencing from February, 2022 till the charges are framed and in the event it is reported by the concerned police station to the learned court below that the petitioner in between the aforesaid dates in any of the month till framing of charges has not marked his attendance, the court below will be at liberty to cancel his bail bonds.

(Satyavrat Verma, J)

Rishi/-

U		T	
---	--	---	--

