

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.43488 of 2022

Arising Out of PS. Case No.-155 Year-2022 Thana- BHAGWANPUR District- Kaimur
(Bhabua)

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Siddhant Kumar Singh Son Of Sanjay Kumar Singh @ Sanjay Singh Resident
Of Village - Kaser, P.S. - Bhagwanpur, District - Kaimur (bihar).

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Nagadeo Choubey
For the Opposite Party/s : Mr. Pronoti Singh

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CORAM: HONOURABLE MR. JUSTICE JITENDRA KUMAR
ORAL ORDER

3 11-11-2022 Heard learned counsel for the petitioner and Ld.

APP for the State.

The petitioner seeks bail in connection with
Bhagwanpur Police Station Case No. 155 of 2022, registered
for the offences punishable under Sections 25(1-b)a/26/27
of the Arms Act and Section 37 of the Bihar Prohibition and
Excise Act, 2022.

As per allegation, a country made pistol, three live
cartridges of 325 Kf 9 mm and four empty cartridges were
recovered from the petitioner who was found to have
consumed liquor.

The learned counsel for the petitioner submits that



the petitioner is innocent and has falsely been implicated in this case. He further submits that the petitioner is young boy aged about 25 years and a student of Law 5th semester of Gopal Narayan Singh University, Sasaram. He also submits that the petitioner is also required to undergo one month mandatory internship and in case he is not enlarged on bail, his career will be spoiled. He further submits that investigation in this case is complete and charge-sheet has already been submitted.

The petitioner has been languishing in jail since 05.07.2022.

It is also stated in paragraph no. 2 of the petition that the petitioner has not moved earlier before this Court for grant of anticipatory bail or regular bail.

It has further been stated in paragraph no. 3 that the petitioner has no criminal antecedent.

However, the learned APP for the State vehemently opposes the prayer of the petitioner for bail.

Considering the aforesaid facts and circumstances, particularly, the age and career of the young petitioner, the



petitioner, above-named, is directed to be released on bail on his furnishing bail bonds in the sum of Rs. 10,000 /- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the Ld. Special Judge (Excise) Court No-2, Kaimur at Bhabua in connection with Bhagwanpur Police Station Case No. 155 of 2022 on the following conditions:

(i) The petitioner will make himself available for interrogation by a police officer/court as and when required.

(ii) The petitioner will undertake that investigation/trial will not hamper on account of his absence or non-cooperation. He must be available to the police or the court whenever his presence is required.

(iii) The petitioner shall not, directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the court or to any police officer.

(iv) In case, it is brought to the notice of the court below that the petitioner has any criminal antecedent, the learned court below shall cancel the bail bond of the



petitioner after hearing him and getting satisfied that the petitioner has concealed his criminal antecedent despite his knowledge of the same.

(v) In case, it is brought to the notice of the court below that statement regarding previous bail petition is wrong, the learned court below shall cancel the bail bond of the petitioner.

The application stands allowed accordingly.

The learned counsel for the petitioner is directed to remove all the defects, if any, pointed out by the office within a period of one month and the Registry is directed to issue the certified copy of this order only after removal of office objections.

(Jitendra Kumar, J)

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