

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.52921 of 2021**

Arising Out of PS. Case No.-171 Year-2021 Thana- ATRI District- Gaya

RAKESH KUMAR, SON OF SHIV NANDAN PRASAD @
SHIVNANDAN PRASAD R/O VILLAGE- TETAR, P.S.- ATRI, DISTRICT-
GAYA

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Gajendra Kumar Singh

For the Opposite Party/s : Mr.Rajiv Nayan, APP

**CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER**

2 10-02-2022 Heard the learned counsel for the petitioner and the
learned APP for the State, through Video Conferencing.

The petitioner seeks bail in connection with Atri P.S.
Case No. 171 of 2021, instituted for the offences under Sections
25(1-B)a, 26 of the Arms Act.

The learned counsel for the petitioner submits that the
petitioner is in custody since 26.05.2021, charge-sheet has been
submitted and has antecedent of one case as mentioned in para 3
of the bail application and allegation is of recovery of pistol
with three live cartridge from the possession of the petitioner.

The learned counsel for the petitioner submits that the
petitioner has falsely been implicated in this case.

The learned A.P.P. vehemently opposes the bail



application.

Considering the fact that petitioner is in custody since 26.05.2021, charge-sheet has been submitted, the petitioner, above-named, is directed to be released on bail on his furnishing bail-bonds in the sum of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate-XII-cum-Sub Judge-XIV, Gaya, in connection with Atri P.S. Case No. 171 of 2021, with a condition that one of the bailor shall be the father of the petitioner (Shiv Nandan Prasad) and further condition that in future if the petitioner is implicated in a case of similar nature, the Court below will forthwith cancel his bail bond.

The application stands allowed.

(Satyavrat Verma, J)

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