

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.54651 of 2021

Arising Out of PS. Case No.-84 Year-2021 Thana- MUFFASIL District- West Champaran

SUDHANSHU KUMAR @ SUDHANSHU RAM SON OF SRI
CHHABISHANKAR RAM RESIDENT OF VILLAGE- STATION ROAD,
CHANPATIA, P.S- CHANPATIA, DIST- WEST CHAMPARAN

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Umesh Chandra Verma

For the Opposite Party/s : Mr.Abhay Kumar Roy

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 21-01-2022 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State in virtual court
proceeding.

Let the defects, as pointed out by the office, be
removed within four weeks of start of normal functioning of the
physical court.

Petitioner seeks bail in connection with Bettiah
Muffasil (Manuapul) P.S. Case No. 84 of 2021 registered for
the offences punishable under Sections 413, 414 of the IPC and
Sections 25(1-B) a, 26, 35 of the Arms Act.

As per prosecution case, one live cartridge is said to
have been recovered from possession of the petitioner. It is
further alleged that one loaded country made pistol and two live



cartridges were recovered from possession of co-accused persons. One motorcycle is also said to have been recovered.

Learned counsel for the petitioner submits that petitioner has clean antecedent and has committed no offence and he has falsely been implicated in the present case. It is further submitted that it appears from the FIR that one live cartridge has been recovered from possession of the petitioner and rest firearms have been recovered from possession of co-accused persons. Petitioner is in custody since 29.01.2021.

The learned Additional Public Prosecutor opposed the prayer of bail.

Considering the aforesaid facts and circumstances as well as period of custody, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, West Champaran, Bettiah in connection with Bettiah Muffasil (Manuapul) P.S. Case No. 84 of 2021, subject to the following conditions:-

1. Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present



as directed by the court and on his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the Court below.

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

3. And further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

shahzad/-

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

