

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.57769 of 2021**

Arising Out of PS. Case No.-8 Year-2020 Thana- DESARI District- Vaishali

VIRU RAY @ VIRVA S/o- Banbari Rai R/o Village- Lakhanpur Tal, P.S.-  
Desari (Chandpur O.P.), District- Vaishali at Hajipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Niranjan Parihar, Advocate  
For the Opposite Party/s : Mr.Shyameshwar Dayal, APP

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

2      03-03-2022                      Heard learned counsel for the petitioner and learned  
A.P.P. for the State.

The petitioner seeks bail in connection with Desari  
P.S. Case No. 08 of 2020 instituted for the offences under  
Section 120(B) of the Indian Penal Code read with 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 15.05.2020, charge-sheet has been  
submitted in the case and has antecedent of two cases.

Learned counsel for the petitioner submits that from  
bare perusal of the allegation as alleged in the F.I.R. it would  
manifest that nothing was recovered from the possession of the  
petitioner and as far as recovery of arms is concerned, the same  
was made from the possession of accused Rahul Kumar.



Learned counsel further submits that petitioner has been falsely implicated merely based on his antecedents.

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 15.05.2020, charge-sheet has been submitted in the case and nothing was recovered from his possession, 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., Vaishali at Hajipur in connection with Desari P.S. Case No. 08 of 2020 with a condition that one of the bailor shall be the father of the petitioner (Banbari Rai).

**(Satyavrat Verma, J)**

Rishi/-

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