

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48258 of 2022

Arising Out of PS. Case No.-103 Year-2022 Thana- BIHIA District- Bhojpur

RAJNISH PANDEY Son of Late Kapilmuni Pandey Resident of village -
Kaupa, P.S. Karakat, District - Rohtas.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Kalyan Shankar
For the Opposite Party/s : Mr.Choubey Jawahar

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 21-12-2022 Heard learned counsel for the petitioner and learned
APP for the State.

Learned counsel for the petitioner is directed to
remove the defect(s) as pointed out by the office within a period
of four weeks.

The petitioner seeks bail in a case registered under
Sections-467, 468, 471/34 of the Indian Penal Code and
Sections-25(i-b)a, 26, 35 of the Arms Act.

Prosecution case in short is that 79 live cartridges are
said to have been recovered.

It has been submitted that the petitioner has got no
criminal antecedent. There is no allegation of tampering of
witnesses alleged against the petitioner. The petitioner is in
custody since 24-03-2022. Charge sheet has already been



submitted in this case. The petitioner has been made accused due to mistake of fact. 79 live cartridges are said to have been recovered in this case. There is no compliance of Section-100 of the Cr. P.C. The other co-accused has been granted bail by a co-ordinate bench of this court by order dated 18-10-2022 passed in Cr. Misc. No. 40631 of 2022.

On behalf of the State, it is submitted that the petitioner is named in the FIR.

Considering the aforesaid facts and circumstances of the case, let the petitioner named above, 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 learned Chief Judicial Magistrate, Bhojpur at Ara in connection with Bihia P.S. Case No. 103 of 2022.

(Sudhir Singh, J)

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