

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49211 of 2022

Arising Out of PS. Case No.-157 Year-2017 Thana- KALYANPUR District- East Champaran

Suman Saurav Son Of Rakesh Jha R/O Village- Telhara Kela, P.S.- Kundwa
Chainpur, District- East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Priyesh Kumar

For the Opposite Party/s : Mr.Binod Kumar

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-353, 307, 429, 414, 216 of the Indian Penal Code and
Sections-25(1-b)a, 26, 35 of the Arms Act.

Prosecution case in short is that one country-made
pistol and four live cartridges are said to have been recovered.

It has been submitted that there is no allegation of
tampering of witnesses alleged against the petitioner. The
petitioner is in custody since 18-01-2020. Charge sheet has
already been submitted in this case. One country-made pistol



and four live cartridges are said to have been recovered. The petitioner is not named in the FIR. General and omnibus allegation has been made against the petitioner. The name of the petitioner has transpired in this case in course of investigation. There is no recovery of arms from possession of the petitioner. The other co-accused has been granted bail by a co-ordinate bench (then His Lordship was) by order dated 06-01-2021 passed in Cr. Misc. No. 33965 of 2020.

On behalf of the State, it is submitted that the petitioner is not 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 Ist Additional Sessions Judge, East Champaran, Motihari in connection with Sessions Trial No. 546 of 2022 arising out of Kalyanpur P.S. Case No. 157 of 2017 .

(Sudhir Singh, J)

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