

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.62272 of 2021**

Arising Out of PS. Case No.-381 Year-2018 Thana- SAMASTIPUR MUFFASIL District-
Samastipur

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RAJENDRA GIRI S/o LATE SOVA NAND GIRI R/o VILLAGE-SRI RAM-
PUR, P.S-BIHTA, DISTRICT-PATNA.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Rina Sinha

For the Opposite Party/s : Mr.Anil Kumar Singh No. 1

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 12-07-2022 Heard learned counsel for the petitioner and learned
APP for the State.

The instant application for anticipatory bail has been
filed by the petitioner apprehending his arrest in connection
with Samastipur Muffasil P.S. Case no. 381 of 2018 instituted for
the offence under Sections 120B/34, 408, 409, 420, 465, 466,
468, 470, 471 and 477A of the Indian Penal Code.

As per allegation in the FIR, petitioner was Kot Parb-
hari from 28.01.2017 till inquiry and he was the custodian of
Armory and key of double lock of Armory was also with him.
As per report, huge number of arms were missing from the store
room of Armory at Police Line, Samastipur.

Learned counsel appearing on behalf of the petitioner



has submitted that petitioner is innocent and has committed no offence. He has been falsely implicated in this case. On 28.01.2017 petitioner joined as a Kot-in-charge at Police Line, Samastipur where extra cartridges were being kept. It is further submitted that arms and ammunition sent by Govt. and received by Parchari Parwar and main register is also in custody of Parchari Parwar who is legally obliged to make physical verification of stock and petitioner was on the post of incharge of armory and was not responsible for physical verification. Authority has not given him any opportunity to explain during enquiry. The store room was having lock of double key but the petitioner was not holding any key of the same.

Learned APP appearing for the State has opposed the prayer of Bail.

Having heard learned counsel for the parties and in the facts and circumstances of the case as stated above, this Court is inclined to enlarge the petitioner on bail. The petitioner is directed to surrender in the Court below within a period of four weeks from today and in the event of his arrest or surrender in connection with Samastipur Muffasil P.S. Case no. 381 of 2018, he will be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like



amount each to the satisfaction of learned CJM, Samastipur sub-
ject to the conditions as laid down under section 438(2) of the
Cr.P.C.

(Sunil Kumar Panwar, J)

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