

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.63682 of 2021**

Arising Out of PS. Case No.-188 Year-2021 Thana- JOGBANI District- Araria

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LAL BABU SWARNKAR @ BADKA RAJU @ LAL BAHADUR
SWARNKAR Son of Muni Lal Swarnkar Resident of Village - Madhura
Uttar, Ward no.09, P.s.- Narpatganj, Distt.- Araria.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Kundan Kumar Singh, Advocate

For the Opposite Party/s : Mr.Arun Kumar Pandey, APP

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

2 22-03-2022 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner seeks bail in connection with Jogbani
(Bathnaha) P.S. Case No. 188 of 2021 instituted for the offences
under Sections 399 and 402 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 23.08.2021, is a person with clean
antecedent and charge-sheet has been submitted in the case.

Learned counsel for the petitioner submits that
allegation is of recovery of two magazine and one live cartridge
from the possession of the petitioner.

Learned counsel for the petitioner submits that the



petitioner has been falsely implicated in the present case and cartridge and magazine is useless without gun as such the police only to implicate the petitioner dragged his name in the present case.

Learned A.P.P. for the State opposes the prayer for bail of the petitioner.

Considering the fact that the petitioner is in custody, is a person with clean antecedent and charge-sheet has been submitted in the case, 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 Additional Chief Judicial Magistrate-V, Araria in connection with Jogbani (Bathnaha) P.S. Case No. 188 of 2021.

(Satyavrat Verma, J)

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