

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.63910 of 2021

Arising Out of PS. Case No.-402 Year-2021 Thana- SAHARSA SADAR District- Saharsa

RAJAN KUMAR @ ROCKY @ RAJAN KUMAR @ ROCKY YADAV Son
of Mithalesh Yadav @ Mithilesh Prasad Yadav Resident of Village-
Agwanpur, Ward No. 03, P.S.- Saharsa, District- Saharsa.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Binod Kumar Sinha, Advocate

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

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

2 20-04-2022 Heard learned counsel for the parties.

The petitioner has preferred this application for grant of regular bail in a case registered under sections 399, 402 and 414 of the Indian Penal Code and sections 25(1-B)(a), 26 and 35 of the Arms Act.

As per the prosecution case, on a raid being conducted by the police personnel the accused persons including the petitioner herein were arrested. While arms and ammunition were recovered from the possession of other accused persons, from the possession of the petitioner a mobile phone was recovered.

It is submitted by learned counsel for the petitioner that the petitioner has been falsely implicated in the case. Even



as per allegations no incriminating article has been recovered from his possession. He is in custody since 18.5.2021 and has no criminal antecedent.

Heard learned APP for the State.

Having heard learned counsel for the parties and taking into consideration the allegations in the FIR, no arms or ammunition having been recovered from the petitioner's possession who is in custody since 18.5.2021 and has no criminal antecedent together with charge sheet having been submitted in the case, the Court directs the petitioner to be enlarged on bail in connection with Saharsa Sadar P.S. Case no. 402 of 2021 on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Saharsa.

(Partha Sarthy, J)

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