

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65132 of 2021

Arising Out of PS. Case No.-98 Year-2020 Thana- KAJRA District- Lakhisarai

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SURENDRA YADAV @ ASHOK KUMAR Son of - Gendhari Yadav
Resident of Village- Singhaul, P.S.- Kajra, District- Lakhisarai.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Rajesh Kumar, Advocate

For the Opposite Party/s : Mr.APP

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CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

2 11-04-2022 Heard learned counsel for petitioner and learned
counsel for the State.

Petitioner, who is in custody, seeks bail in a case
registered for the offences punishable under Sections
121/120(B)/34 IPC and 25(1-aa)/25(1-b)a/26(i)(ii)/35 of Arms
Act and ¾ of Explosive Substance Act and 16/17/18/20/23 of
U.A.P. Act.

As per the prosecution case, on secret information
that some miscreants had assembled for committing some grave
crime, a raid was conducted and one accused Monu Kumar was
apprehended, from whose possession huge quantity of arms and
ammunition were recovered. Monu Kumar disclosed the

name of petitioner and 36 other co-accused, who fled away after seeing the police.

It has been submitted on behalf of the petitioner that he is innocent and has been falsely implicated in this case due to dirty village politics. Nothing has been recovered from the possession of petitioner. It has been further submitted that petitioner has not been arrested on the spot and his name has surfaced in this case only on the basis of confessional statement of apprehended co-accused Monu Kumar, who has already been granted bail by a co-ordinate Bench of this Court as contained in Annexure-3. Petitioner is in custody since 01.08.2021.

Considering the aforesaid facts and circumstances of the case, let the petitioner named above be released on bail upon furnishing bail bond of Rs. 20,000/- (twenty thousand) with two sureties of the like amount each to the satisfaction of learned court below where the case is pending, in connection with G.R. No. 1470/2020 arising out of Kajra P.S. Case No. 98 of 2020, subject to conditions that:-

(1) Both the bailors shall be the resident of territorial jurisdiction of the learned court below.

(2) The petitioner shall fully cooperate with the investigation / trial of the

case, failing which the court below shall be at liberty to cancel the bail bond of the petitioner.

(S. Kumar, J)

Rajiv/veena-

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