

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72101 of 2021

Arising Out of PS. Case No.-160 Year-2021 Thana- BEUR District- Patna

DEEPAK KUMAR Son of Muneshwar Paswan @ Bhuneshwar Paswan
Resident of Mohalla- Belwerganj, P.S.- Alamganj, District- Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

with

CRIMINAL MISCELLANEOUS No. 261 of 2022

Arising Out of PS. Case No.-160 Year-2021 Thana- BEUR District- Patna

SAMRAT SINGH SON OF PAPPU SINGH RESIDENT OF MOHALLA,
BADHAI TOLA, P.S- ALAMGANJ, DIST- PATNA

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

(In CRIMINAL MISCELLANEOUS No. 72101 of 2021)

For the Petitioner/s : Mr.Rudra Deo

For the Opposite Party/s : Mr.APP

(In CRIMINAL MISCELLANEOUS No. 261 of 2022)

For the Petitioner/s : Mr.Rudra Deo

For the Opposite Party/s : Mr.APP

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

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

The instant application for anticipatory bail has been
filed by the petitioners apprehending their arrest in connection
with Beur P.S. Case no. 160/2021 instituted for the offence
under Sections 188, 414, 120(B), 34 of the Indian Penal Code.



And 25(1-b) a/35 Arms Act and 52 Prisoners Act.

Allegation as per FIR is that on search of new prisoner at main gate of jail, one empty magazine of pistol was recovered from Mantu gop by warden of the Jail. On interrogation, he disclosed that the alleged arms have been brought by the petitioners.

Learned counsel appearing on behalf of the petitioners has submitted that petitioners are innocent and has committed no offence. Petitioners are next door neighbor of the informant and they are on inimical terms. The name of the petitioners have been disclosed in this case by the co-accused Mantu Gop, which has got no evidentiary value in the eye of law. Neither the petitioners were arrested nor any incriminating article has been recovered from their possession.

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 petitioners on bail. The petitioners are directed to surrender in the Court below within a period of four weeks from today and in the event of their arrest or surrender in connection with Beur P.S. Case no. 160/2021,



they 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 A.C.J.M. III, Patna subject to the conditions as laid down under section 438(2) of the Cr.P.C.

(Sunil Kumar Panwar, J)

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