

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.1555 of 2022

Arising Out of PS. Case No.-453 Year-2021 Thana- AHIYAPUR District- Muzaffarpur

Vishal Kumar Son of Mishrilal Yadav @ Mishrilal Ray Resident of Village -
Shivraha Vasudeo, P.S.- Ahiyapur, Distt.- Muzaffarpur.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Ravi Ranjan, Advocate

For the Opposite Party/s : Mrs.Anita Kumari Singh, APP

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

2 19-05-2022 Heard counsel for the parties.

Let the defect(s), if any, as pointed out by the office
be removed within a period of four weeks.

The petitioner is in custody in connection with
Ahiyapur P.S. Case No. 453 of 2021 registered under sections
399, 402, 401, 414/34 of the Indian Penal Code and section 8,
20(b)(ii)(B) of the N.D.P.S. Act and Section 25(1-b)a, 26, 35 of
the Arms Act.

As per the FIR, the police upon information
constituted a team and raided a 'Lichi Orchard' area. Upon
looking at the police, the accused persons tried to escape but six
of them were apprehended and they were searched whereafter,
amongst other from this petitioner three, live cartridges were
recovered/seized.



The learned counsel for the petitioner submits that for the said occurrence, he has suffered a lot by being in jail since 14.7.2021 (as stated in para-14 of the bail application). He further submits that he has no criminal antecedent and is only 21 years of age and as such he may be given a chance to reform himself.

Considering the aforesaid facts that the charge-sheet stands submitted, he is of young age and is in custody since 14.7.2021; this Court is inclined to grant him the privilege of bail.

Let the petitioner be released on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of like amount each to the satisfaction of learned Sessions Judge-Cum-Special Judge, NDPS, Muzaffarpur, in connection with Ahiyapur P.S. Case No. 453 of 2021 subject to the following conditions:-

(i) one of the bailors should be the family members of the petitioner, who shall provide official document to show his/her bona fide;

(ii) the petitioner shall appear on each and every date before the Trial Court and failure to do so for two consecutive dates without plausible reasons will entail his cancellation of



bail by the Trial Court itself;

(iii) he shall appear before the concerned police station every fortnight for next six months to mark his presence;

(iv) the petitioner shall desist from committing any criminal offence again, failing which the State shall be at liberty to take steps for cancellation of his bail bonds.

With the aforesaid observations, the bail application is allowed.

(Rajiv Roy, J)

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