

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.17494 of 2023**

Arising Out of PS. Case No.-442 Year-2021 Thana- BEGUSARAI TOWN District- Begusarai

Devanand Kumar, Son of Bachchu Ray R/O Village- Bhartiya Nagar, Ward  
No.26, P.S.- Saharsa, District- Saharsa

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Chandra Mohan Jha, Advocate

For the Opposite Party/s : Mr. Murli Dhar, A.P.P.

**CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH**  
**ORAL ORDER**

2      29-03-2023                      Heard Mr. Chandra Mohan Jha, learned counsel  
appearing on behalf of the petitioner and Mr. Murli Dhar,  
learned A.P.P. for the State.

2. The petitioner seeks regular bail in connection with  
Begusarai Town P.S. Case No. 442 of 2021, for the offence  
punishable under Sections 25(1-b)a, 26 of the Arms Act.

3. Learned counsel appearing on behalf of the  
petitioner submits that earlier the prayer for bail of the petitioner  
was rejected vide order dated 13.05.2022 passed in Criminal  
Miscellaneous No. 67984 of 2021 with observation to renew the  
prayer for bail after nine months. He further submitted that three  
cases are pending against the petitioner, but in all three cases the  
petitioner has already been released on bail. The trial has not  
been concluded till date. The petitioner is in custody since



15.07.2021.

4. Learned A.P.P. for the State has opposed the prayer for grant of bail to the petitioner.

5. Considering the nature of allegation and observation made vide order dated 13.05.2022 passed in Criminal Miscellaneous No. 67984 of 2021, the trial is also not likely to be concluded in near future, the petitioner, above named, is directed to be enlarged on bail on furnishing bail bond of Rs. 25000/- (Rs. Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned J.M. 1<sup>st</sup> Class, Begusarai in connection with Begusarai Town P.S. Case No. 442 of 2021, subject to the following conditions:-

(1) Bailors should be local having sufficient immovable property within the jurisdiction of the Court concerned.

(2) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the Court.

(3) If the petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(4) If the petitioner is found involved in similar nature of offence, after his release on bail, the trial Court shall take



steps to cancel his bail bonds.

**(Purnendu Singh, J)**

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