

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.61839 of 2022

Arising Out of PS. Case No.-111 Year-2021 Thana- DERNI BAZAR District- Saran

JITENDRA RAM @ ATULJEE Son of Baharan Ram, Resident of Village -
Badhichak (Dihi Sureman), P.S.- Maker, District - Saran (Chapra).

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Mukesh Kumar Singh

For the Opposite Party/s : Mr.J.N.Thakur

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

6 15-05-2023 Heard the learned counsel for the petitioner as well as
the learned Additional Public Prosecutor for the State.

The petitioner is seeking regular bail in connection
with Derni P.S. Case No. 111 of 2021, registered for offence
punishable under Sections 25 (1-b)a/26/35 of the Arms Act.

The learned counsel for the petitioner has submitted
that the petitioner has falsely been implicated in this case merely
on the basis of his criminal antecedents, as mentioned in
paragraph 3 of the bail petition. In the present case, there is no
evidence at all against him. As per FIR, co-accused Agnideo
Ram had committed murder of owner of brick-klin and he
confessed that he had concealed the pistol behind the bushes
wherefrom that pistol was recovered, which is alleged to be



leading to recovery. The said Agnideo Ram has been granted bail by a coordinate Bench of this Court in Cr. Misc No. 27034 of 2022 and even the arms were not recovered from the possession of the petitioner. For allegation of murder of owner of brick-klin, a separate case has been filed, which is Derni P.S. Case No. 99 of 2021 in which the petitioner is on bail.

On the other hand, Mr. J. N. Thakur, the learned APP has opposed the prayer for bail and submitted that co-accused Agnideo Ram has also named the petitioner in his confessional statement.

Considering the above-mentioned facts and circumstances, let the petitioner above-named be released on bail on furnishing bail bonds of Rs.10,000/- (ten thousand rupees) with two sureties of the like amount each to the satisfaction of Sri Sushant Sagar, learned Judicial Magistrate 1st Class, Saran at Chhapra in connection with Derni P.S. Case No.111 of 2021, subject to the following conditions:-

- (i) The petitioner shall cooperate in the disposal of trial and make himself available as and when required by the court.
- (ii) If the petitioner is found involved in future in the similar type of offence, the prosecution will have



liberty to file an application before the court below for
cancellation of the bail of the petitioner and the
learned court below will take decision in accordance
with law.

(Nawneet Kumar Pandey, J)

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