

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.67527 of 2023

Arising Out of PS. Case No.-340 Year-2022 Thana- BAKHARI District- Begusarai

Ram Dular Mahto @ Ram Dular Kumar @ Ram Kumar Mahto Son Of
Umesh Mahto Resident Of Village - Malkua, P.S. - Bakhri (Parihara O.P.),
District – Begusarai.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rakesh Kumar No.1

For the Opposite Party/s : Mr.Brajendra Nath Pandey

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 31-10-2023 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for regular bail in a case
instituted for the offence under Sections 188, 285 and 307 of the
IPC and Sections 25(9) and 27 of the Arms Act.

3. As per prosecution case, the allegation against the
petitioner is that during the orchestral program on the occasion
of Chhath Puja, the petitioner along with other accused persons
demonstrated pistols holding their hands and making air fire.
The accused persons were identified through viral video by the
chaukidar.

4. It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. He has



committed no offence. No any arms were recovered from conscious possession of the petitioner rather he has made accused in this case on the basis of disclosure made by local *chaukidar*. As per FIR, no one sustained injury during course of this alleged occurrence. Petitioner has got no criminal antecedent as stated in para-3 of the bail petition. He is languishing in judicial custody since 09.08.2023.

5. The application for bail is opposed by learned APP for the State.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as the period of custody, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Begusarai in connection with Bakhari P.S. Case No. 340 of 2022.

(Sunil Kumar Panwar, J)

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