

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.1889 of 2023

Arising Out of PS. Case No.-215 Year-2021 Thana- ALAMNAGAR District- Madhepura

AJAY KUMAR @ AJAY KUMAR MANDAL SON OF RAJINDRA
MANDAL R/O VILLAGE- SINDUWARI, WARD NO.16, P.S.-
GWALPARA, DISTRICT- MADHEPURA

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rupesh Kumar
Mr. Rajnish Kumar
For the Opposite Party/s : Mr.Parmanand Prasad, APP

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

ORAL ORDER

2 05-04-2023 Heard the learned counsel for the petitioner and

learned APP for the State.

This is an application for regular bail on behalf of
the petitioner for the offences alleged under Sections 399, 1402
of the Indian Penal Code and Sections 25(1-b)a, 26 and 35 of
the Arm Act, registered in connection with Alamnagar P.S.Case
No. 215 of 2021.

As per allegation, one country-made pistol and a live
cartridge was recovered from the possession of the petitioner.

The learned counsel for the petitioner has submitted
that the petitioner is in custody since 02.11.2021 and on similar
footing co-accused Raju Yadav has been granted bail by a
coordinate Bench of this Court in Cr.Misc.No.33780 of 2022.

On the other hand, learned APP has opposed the
prayer for bail.

Considering the above facts and circumstances, let the



petitioner, above-named, be released on bail on furnishing bail bond of Rs. 10,000/-(ten thousand) with two sureties of the like amount each to the satisfaction of Sri Sumit Kumar, the learned J.M.F.C. Udakishunganj, Madhepura in connection with Alamnagar P.S.Case No. 215 of 2021, subject to the following conditions:-

1. The petitioner shall cooperate in the disposal of trial and make available available as and when required by the court.
2. 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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