

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.1647 of 2023

Arising Out of PS. Case No.-96 Year-2022 Thana- BIRPUR District- Supaul

AKHILESH KUMAR YADAV Son of Parmanand Yadav, Resident of Village-
Situahar, Ward No.-2, P.S.- Pratapganj, District- Supaul.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pranav Kumar, Adv.

For the Opposite Party/s : Mr.Dr.Mrityunjaya Kr.Gautam, Adv.

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

ORAL ORDER

2 28-04-2023 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 Birpur P.S. Case No. 96 of 2022, 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 is under custody since 12.04.2022 for the
allegation that one live cartridge of .315 bore was recovered
from his possession. The learned counsel has also submitted that
on similar allegation, co-accused Lokesh Kumar Yadav @
Rahul Kumar @ Rahul Yadav and Gaurav Kumar have been
granted bail by the co-ordinate Benches of this Court in Cr.
Misc. No. 55670 and 56372 of 2022.



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

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 learned Chief Judicial Magistrate, Supaul in connection with Birpur P.S. Case No. 96 of 2022, 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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