

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10901 of 2024

Arising Out of PS. Case No.-310 Year-2023 Thana- MAJORGANJ District- Sitamarhi

Monu Kumar S/O Lal Babu Prasad R/O Village- Kuari Madan, Ward No. 2,
P.S- Mejorganj, Distt.- Sitamarhi.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pushpendra Kumar Singh, Advocate

For the Opposite Party/s : Mr. Rajendra Prasad Nat, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 22-02-2024 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. The petitioner seeks regular bail in connection with
Mejorganj P.S. Case No.310 of 2023, lodged on 19.10.2023,
under Sections 25(1-b)A/26/35 of the Arms Act.

3. As per the prosecution, FIR has been lodged against
seven named accused persons. It has been alleged in the FIR
that from possession of the present petitioner one country-made
pistol and one live cartridge have been recovered.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. Counsel
submits that the petitioner is in custody since 20.10.2023 having
no criminal antecedent. Counsel submits that charge sheet has
already been filed.



5. Learned counsel for the State opposes the prayer for bail and submits that from the possession of petitioner one country-made pistol and one live cartridge have been recovered.

6. In the present facts and circumstances of this case and the submissions made above, let the petitioner, above named, be granted bail **one month after framing of the charge, if not framed**, on furnishing bail bonds of Rs.30,000/- (Rupees Thirty thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M., Sitamarhi, in connection with Mejorganj P.S. Case No.310 of 2023, subject to the conditions as laid down under Section 437(3) of the Code of Criminal Procedure with other following conditions:

(i) One of the bailor should be the family member of the petitioner who shall provide official document to show his bona fide;

(ii) The petitioner shall appear on each and every date before the Trial Court and failure to do so for two consecutive dates without plausible reason will entail cancellation of his bail bonds by the Trial Court itself;

(iii) The petitioner shall appear before the concerned police station every month for one year to mark attendance;

(iv) The petitioner shall in no way try to induce or



promise or threat the witnesses or tamper with the evidence,
failing which the State shall be at liberty to take steps for
cancellation of the bail bonds; and

(v) The petitioner shall desist from committing any
criminal offence again, failing which the State shall be at liberty
to take steps for cancellation of the bail bonds.

(Dr. Anshuman, J)

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