

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17807 of 2024

Arising Out of PS. Case No.-356 Year-2023 Thana- KUSHESHWARASTHAN District-
Darbhanga

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Amresh Kumar Yadav, Son Of Ram Kumar Yadav Resident of Village
-Kasimpur @ Kashimpur, Ward No.-11, P.S.-Kusheshwar Asthan, District-
Darbhanga

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sushil Jha, Adv.

For the Opposite Party/s : Mr. Surendra Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 14-03-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks regular bail in connection with
Kusheshwar Asthan P.S. Case No. 356 of 2023, lodged on
31.10.2023 under Sections 399, 402 of the Indian Penal Code
read with sections 25(1-b)a/26/35 of the Arms Act.

3. As per the prosecution case, FIR has been lodged
against eight named accused persons including the present
petitioner who were arrested by the police upon the secret
information.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. Counsel
also submits that it is true that the petitioner has been



apprehended, but nothing incriminating has been recovered from his possession, rather, one co-accused namely Md. Dilshad has been arrested with arms (one *desi katta* and one live cartridge). Counsel further submits that the criminal antecedent of the petitioner is clean and he is in custody since 31.10.2023. Counsel also submits that the charge-sheet has already been filed in this case.

5. Learned APP for the State opposes the prayer for bail of the petitioner.

6. In the present facts and circumstances of this case and the submissions made above, **let the petitioner above named be granted bail**, on furnishing bail bonds of Rs.30,000/- (Rupees Thirty thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate 1st Class, Biraul, Darbhanga in connection with Kusheshwar Asthan P.S. Case No. 356 of 2023, subject to the conditions as laid down U/s 437(3) Cr.P.C.

(Dr. Anshuman, J.)

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