

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.19764 of 2024

Arising Out of PS. Case No.-62 Year-2023 Thana- SAHARSA SADAR District- Saharsa

Ashish Kumar @ Ashish Chakraborti Son Of Arun Chakraborti Resident Of
Refusy Colony, Ward No. 6, P.S. And District-Saharsa.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rashmi Jha

For the Opposite Party/s : Mr.Dr. Ajeet Kumar

**CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND
MALVIYA**

ORAL ORDER

2 27-03-2024 Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner is in custody in connection with
S.T. No. 242 of 2023, arising out of Saharsa Sadar P.S Case
No. 62 of 2023 registered for the offences punishable under
Sections 399, 402 of I.P.C and Section 25(1-b)a, 26, 35 of
the Arms Act.

3. As per prosecution case, one live cartridges and
one mobile recovered from the possession of the petitioner.

4. Learned counsel for the petitioner submits that
petitioner has falsely been implicated in this case. It is
further submitted that one of the co-accused has already



granted bail by the Co-ordinate Bench of this Court *vide* order dated 07.02.2024 passed in Cr. Misc. No. 5135 of 2024. It is also submitted that petitioner is in judicial custody since 30.01.2023.

5. However, learned APP for the State oppose the prayer for regular bail of the petitioner.

6. On perusal of the FIR, impugned order and period of custody and also considering the aforesaid facts and circumstances of the case and submissions made on behalf of the petitioner, let the above named petitioner be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned District Judge, Saharsa in connection with S.T. No. 242 of 2023, arising out of Saharsa Sadar P.S Case No. 62 of 2023.

(Ramesh Chand Malviya, J)

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