

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26125 of 2024

Arising Out of PS. Case No.-51 Year-2024 Thana- SHAMBHUGANJ District- Banka

Mukesh Yadav @ Rahul Raman S/O Vishnudeo Yadav R/O Village- Pratapur,
P.O- Kadrachak, P.S- Shambhuganj, Distt.- Banka- 813211.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bajarangi Lal

For the Opposite Party/s : Mrs. Nilmala Kumari, APP

CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND
MALVIYA

ORAL ORDER

2 26-04-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner is in custody in connection with
Shambhuganj P.S Case No. 51 of 2024 registered for the
offences punishable under Sections 25(1-b)a/26/35 of the Arms
Act.

3. As per prosecution case, two live cartridges
recovered from the petitioner.

4. Learned counsel for the petitioner submits that
petitioner has falsely been implicated in this case. It is further
submitted that no incriminating article recovered from the
possession of the petitioner. It is also submitted that petitioner is
in judicial custody since 17.02.2024.



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 ***after framing of the charge*** on furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned CJM, Banka in connection with Shambhuganj P.S Case No. 51 of 2024.

7. The trial court is directed to conclude the proceeding of framing of charge according to law within a period of 15 days from the date of receipt of a copy of this order. However, it is made clear that ***if the charge-sheet has not been submitted*** then the petitioner shall be released on bail on the above conditions and he shall be present physically on each and every date before the trial court till conclusion of the proceeding of framing of charge.

(Ramesh Chand Malviya, J)

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