

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38893 of 2024

Arising Out of PS. Case No.-136 Year-2022 Thana- MUSRIGHRARI District- Samastipur

Devendra Kumar Sharma @ Nanki @ Devendra Sharma S/O CHHOTELAL
SHARMA VILL JITWARPUR KUMHRA, P.S SARAIKARANJAN, DISTT-
SAMASTIPUR

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Kedar Jha

For the Opposite Party/s : Mr.Vinod Shanker Modi

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

ORAL ORDER

5 30-09-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks regular bail in connection with
Mushrigharari P.S. Case No. 136 of 2022 registered for the
offence punishable under Sections-25(1-B)a/26/35 of the Arms
Act.

3. Allegedly, in course of vehicle checking, three
persons boarded on a bike came rashly and seeing the police
party, they tried to flee away but all of them were apprehended
by the police and from possession of the petitioner, one loaded
country-made Katta along with mobile has been seized by the
police.

4. Learned counsel for the petitioner has submitted



that the petitioner is under custody since 04-08-2022. It has further been submitted that though the charges were framed on 15-12-2022 but till date, not a single witness has been examined.

5. On the otherhand, Mr. Shailendra Kumar, learned counsel appearing for the State has opposed the prayer for bail by submitting that the petitioner is involved in a number of cases.

6. Considering the prolonged custody and snail pace of the trial, let the petitioner named above, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate-Ist Class, Samastipur in connection with Mushrigharari P.S. Case No. 136 of 2022 with condition that **the petitioner will appear in the court below on each and every date fixed in the case and if, he fails to do so on two consecutive dates unless he is prevented by extremely adverse circumstances, the learned court below shall be at liberty to cancel the bail bonds of the petitioner.**

(Nawneet Kumar Pandey, J)

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