

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.59358 of 2024

Arising Out of PS. Case No.-679 Year-2022 Thana- BIHTA District- Patna

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Mandeep Kumar S/O Gopal Rai R/O Village- Amnabad, P.S- Bihta, Distt.- Patna.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Usha Kumari Singh
For the Opposite Party/s : Mr.Binod Kumar

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 20-09-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in a case registered for the
offence punishable under Sections 25(1-b)a, 26, 35 of the Arms
Act.

3. As per the FIR, two gun/rifle, eight cartridges etc.
were recovered from the house of the petitioner

4. Learned counsel for the petitioner submits that no
such occurrence as alleged ever took place. He is quite innocent
and has been falsely implicated in this case. The allegation
levelled against the petitioner is not specific rather general and
omnibus in nature. He submits that the seizure list was not
prepared either in presence of the family members or villagers
which is a violation of Section 100 of the Cr.P.C. He submits
that charge has been framed against the petitioner on



23.08.2024. The petitioner has three criminal antecedents and he is languishing in custody since 22.05.2024.

5. Learned APP for the State opposed the bail petition.

6. Considering the facts and circumstances of the case, the above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned Court below where the case is pending/successor Court in connection with Bihta P.S. Case No. 679 of 2022, subject to the conditions:

(I) One of the bailors will be his own blood relative, preferably, father, mother, brother, sister and/or his wife.

(II) The petitioner shall not indulge himself in any similar offence till conclusion of the trial.

(III) The petitioner will be well represented on each and every date fixed in the case and if he fails to do so on two consecutive dates his bail bonds shall be liable to be cancelled.

(IV) The petitioner shall co-operate with the investigation, if not already concluded and make himself available and when so required and in case of failure, the State shall be at liberty to move for cancellation of bail.

(V) The petitioner will mark his attendance in the



local police station in the first week of every month till
conclusion of trial, failing which the prosecution will be at
liberty to move cancellation of his bail bond.

(Anjani Kumar Sharan, J)

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