

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.54500 of 2024

Arising Out of PS. Case No.-21 Year-2024 Thana- BITHAN District- Samastipur

Govind Mukhiya @ Govind Kumar Mukhiya son of Ram Kumar Mukhiya @
Kari Mukhiya Village- Bithan Ps- Bithan Dist- Samastipur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sarbottam Kumar Sarkar, Adv.

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

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

ORAL ORDER

2 12-08-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. This is an application for regular bail on behalf of the petitioner for the offences alleged under Section 399 of the Indian Penal Code and Sections 25(1-B)a, 26 and 35 of the Arms Act, registered in connection with Bithan P.S. Case No. 21 of 2024.

3. As per prosecution case, there has been recovery of one loaded country-made pistol from the waist of the petitioner.

4. The learned counsel for the petitioner has submitted that petitioner has been falsely implicated in this case and has committed no offence. Petitioner has no concern with the alleged recovery arms. On the basis of suspicion and due to his



criminal antecedents, he has been made accused in this case.
Petitioner is in custody since 24.02.2024.

5. Learned APP for the State has opposed the prayer
of bail.

6. Considering the above facts and circumstances of
the case as well as period of custody undergone by petitioner, let
the petitioner, above-named, 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 1st Class, Rosera, Samastipur in connection with
Bithan P.S. Case No. 21 of 2024, subject to the condition that
the petitioner shall co-operate in the disposal of trial and make
himself available as and when required by the Court.

**7. Before accepting the bail bonds, the criminal
antecedent(s) of the petitioner shall be verified and if it is
found that he is involved in any other case, except which has
been mentioned in paragraph-3 of this petition, his bail
bonds shall not be accepted.**

(Nawneet Kumar Pandey, J)

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