

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.74795 of 2024

Arising Out of PS. Case No.-154 Year-2024 Thana- HARNAUT District- Nalanda

Santosh Kumar S/O Vasant Chaudhary R/O Vill-Saksohara, P.S-Saksohara,
Dist-Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Tej Narayan Singh, Advocate
For the Opposite Party/s : Mr. Sunil Kumar Pandey, APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 25-10-2024 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner seeks bail in Harnaut P.S. Case No.
154 of 2024, instituted for the offences punishable under
Sections 399, 402, 323, 332, 333, 353, 307, 504 of the Indian
Penal Code and Sections 25(1-B)(a), 26, 27 and 35 of the Arms
Act.

3. The prosecution case, in short, is that, two live
cartridges have been recovered from the possession of the
petitioner.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case. Charge-sheet has been submitted in this case. No



incriminating material has been recovered from the conscious possession of the petitioner. Learned counsel for the petitioner further submits that the petitioner has got no concern with the alleged recovery of arms. The petitioner is in custody since 02-04-2024 and has got no criminal antecedent. There is no compliance of Section 100 of Cr.P.C. Other co-accused has been granted bail by this Court *vide* order dated 05-10-2024, passed in Cr. Misc. No. 71129 of 2024.

5. Learned APP for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case and taking into account the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Harnaut P.S. Case No. 154 of 2024.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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