

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.84310 of 2024

Arising Out of PS. Case No.-292 Year-2011 Thana- BARACHATTI District- Gaya

Chalitar Jee @ Chalitar Yadav S/O Basudeo Yadav Vill.- Chordaha P.S.-
Barachatti Dist.- Gaya

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Ms. Priya Ranjan, Advocate

For the Opposite Party/s : Mr. Bhanu Pratap Singh, APP

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

ORAL ORDER

3 25-02-2025 Heard learned counsel for the petitioner and learned APP
for the State. Perused the case diary.

2. The petitioner seeks bail in connection with
Barachatti P.S. Case No. 292 of 2011 instituted for the offence
under Sections 25(1-b)A, 26 & 35 of the Arms Act and Sections
17 of the C.L.A. Act.

3. Prosecution case in short is that informant received
intelligence about Maoist activities in village. Upon reaching
the Middle School of the village, the police heard people fleeing
and, after surrounding the area, recovered three country made
rifles.

4. It has been submitted on behalf of the petitioner
that the petitioner is in custody since 21-07-2024. Petitioner



bears eight criminal antecedent/s, as per disclosure made in paragraph No. 3 of the bail application.

5. It has been further submitted by the petitioner's counsel that petitioner has been falsely implicated in the present case. Name of the petitioner has transpired in this case because of disclosure made by some village peoples whose name has not been disclosed by the prosecution party. Learned counsel for the petitioner submits that petitioner is having no concern with the alleged place of occurrence nor he is any how related with the place from where seizure was made. It is submitted that only because of his criminal antecedents, petitioner is implicated in this case. It is lastly submitted that charge sheet has been submitted in this case.

6. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner. Other witnesses in the case diary have supported the prosecution case.

7. Considering the aforesaid facts and circumstances of the case, period of custody of the petitioner and charge sheet being submitted, this Court is inclined to grant bail to the petitioner.

8. Let the petitioner be released on bail, *after framing of charge, if not already framed*, on furnishing bail bonds of



Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Barachatti P.S. Case No. 292 of 2011, subject to the following conditions:

(I) One of the bailors shall be own/close member of the family of the petitioner.

(II) The petitioner shall appear on each and every date fixed at the trial. In case of default in such appearance on two consecutive dates, the Trial Court will have liberty to cancel the bail bonds of the petitioner.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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