

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.88581 of 2024

Arising Out of PS. Case No.-88 Year-2024 Thana- KURSAILA District- Katihar

Ranjit Yadav @ Ranjit Kumar, Son of Shatrughan Yadav, Resident of village -
Kursela Power House, P.S.- Kursela, District - Katihar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sunil Kumar Singh, Advocate

For the Opposite Party/s : Mr.Tarun Prasad Mandal, APP

CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA
ORAL ORDER

2 08-01-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. In the present case, the petitioner seeks bail in connection with Kursela P.S. Case No. 88 of 2024, registered for the alleged offence under Sections 25(1-b) (a)/26/35 of the Arms Act.

3. As per prosecution case, police received secret information about assembly of 3-4 armed persons near a railway line. The police surrounded the place and found three persons sitting at the identified place. Two of them were apprehended with firearms and third person fled away from the spot, who was identified by the *Mahal Chaukidar* as the petitioner of this case. On search of the co-accused persons, recovery of firearms and ammunition were made and the co-accused disclosed that the



petitioner fled away with one country made *katta* and three cartridges.

4. The learned counsel for the petitioner submits that petitioner is innocent and has been falsely implicated in this case. Nothing incriminating has been recovered from the person/possession of this petitioner. The petitioner was not apprehended from the spot and his name cropped up in the case on saying of local *Chaukidar* and except for suspicion, there is nothing against the petitioner. Though the petitioner is having antecedent of seven cases, but he is on bail in all such cases. The petitioner is in custody since 02.09.2024 and the charge sheet has been submitted.

5. The learned APP opposes the submission made on behalf of the petitioner.

6. Having regard to the facts and circumstances of the case and submissions made hereinabove and considering the fact that no recovery has been shown from this petitioner and further considering his period of custody along with submission of charge sheet, the petitioner above named is directed to be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Katihar, in



connection with Kursela P.S. Case No. 88 of 2024, subject to the conditions mentioned in Section 437(3) of the Code of Criminal Procedure and also the following conditions :

- (i) One of the bailors will be a close relative of the petitioner.
- (ii) The petitioner will remain present on each and every date fixed by the court below.
- (iii) In case of absence on three consecutive dates or in violation of the terms of the bail, the bail bonds of the petitioner will be liable to be cancelled by the court concerned.

V.K.Pandey/-

(Arun Kumar Jha, J)

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