

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.20129 of 2015

Arising Out of PS.Case No. -431 Year- 2014 Thana -MOTIPUR District- MUZAFFARPUR

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Abhishek Bharti Son of Late Arun Kumar Bharti resident of village -
Vidya Jhap P.S. Sakra, District - Muzaffarpur

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Alok Kumar

For the Opposite Party/s : Mr. Dr.Indiwar Kumari (App)

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CORAM: HONOURABLE MR. JUSTICE KISHORE KUMAR
MANDAL
ORAL ORDER

2 07-07-2015 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in Motipur P.S. Case No. 431
of 2014 registered under sections 414 IPC, sections 25(1-B)A,
(26(ii) and 35 of the Arms Act as well as section 20/22 of the
NDPS Act.

On getting information about robbery of the pick up van
of the informant the police arrived at the scene. Seeing the police
party the miscreants tried to flee away. On chase, the accused
persons including the petitioner were apprehended in suspicious
circumstances. From the possession of the petitioner one loaded
country made pistol, two mobile phones and three strips of Ativan
of 2 mg and some tablets were recovered.

The contention of the petitioner is that he has already remained in custody though there are few criminal cases pending against him, one of them is of trivial nature.

Learned APP opposing the prayer points out that not only the fire arms but also some intoxicating tablets were recovered.

Considering the facts and circumstances of the case, I am not inclined to grant bail to the petitioner for the present. His prayer for bail is accordingly rejected. He however may renew his prayer for bail in the court below after expiry of five months if the prosecution witnesses are not examined.

(Kishore Kumar Mandal, J)

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