

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.32285 of 2016

Arising Out of PS.Case No. -160 Year- 2016 Thana -MALSALAMI District- PATNA

Nirmal Kumar Sinha @ Bittu , s/o Bishwanath Prasad Sinha, resident of
Vindyawasani Nagar behind Sonali Petrol Pump Kumhrar, P.S. Agam
Kuan district Patna

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Pramod Kumar Singh

For the Opposite Party/s : Smt Indu Kumari Srivastava

CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

2 19-08-2016 Heard Sri Pramod Kumar Singh, learned counsel for the
petitioner and Smt Indu Kumari Srivastava, learned A.P.P.

The sole petitioner, who is in custody since 12.6.2016
in Malsalami P.S. Case No. 160 of 2016 registered for the offence
under section 10(A), 10(B), 11, 12, 13, 20 of the Unlawful
Activities (Prevention) Act, 1967, section 17 of the Criminal Law
Amendment Act and Section 25(I-B) and 26/ 35 of the Arms Act
has prayed for grant of bail.

By way of referring to the F.I.R. Sri Singh, learned
counsel for the petitioner submits that petitioner was apprehended
near Sonali Petrol Pump. At the time of apprehension of the
petitioner nothing was shown to be recovered. He submits that
recovery was made from possession of one Ajay Yadav who was
arrested in Malsalami and as such so far petitioner is concerned

no offence is made out. On the aforesaid ground a prayer has been made for grant of bail .

Fact remains that on secret information regarding movement of *maowadi* the petitioner was apprehended. After his apprehension he made disclosure and on his disclosure Ajay Yadav was arrested from whose possession huge quantity of arms were recovered. In this case others were also arrested. On perusal of the petition it appears that petitioner is having criminal antecedent which fact has been mentioned in paragraph no. 3 of the petition. Keeping in view the nature of accusation, I do not find any ground to extend the privilege of bail.

The petition stands dismissed.

(Rakesh Kumar, J)

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