

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.40785 of 2016

Arising Out of PS.Case No. -111 Year- 2015 Thana -SAHKUND District- BHAGALPUR

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Abhishek Kumar @ Raju Jha, s/o Sudhir Jha, resident of village Hajipur
P.S. Sajour District Bhagalpur

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Pramod Kumar Singh

For the Opposite Party/s : Mr. Sri Binod Kumar 2

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

2 29-09-2016 Heard Sri Pramod Kumar Singh, learned counsel for

the petitioner and Sri Binod Kumar No. 2 , learned Additional

Public Prosecutor.

The sole petitioner , who is in custody since 23.4.2016
in Sahkund (Sajour) P.S. Case No. 111 of 2015 registered for the
offence under Section 328/ 394 of the Indian Penal Code, has
prayed for grant of bail primarily on the ground that the accused
on whose confession petitioner has been made accused has already
been granted bail by a bench of this court vide order dated
30.11.2015 in Cr. Misc. No. 53882 of 2015. It was submitted by
learned counsel for the petitioner that it is true that petitioner is
accused in three cases but the antecedent of the petitioner can
only be looked into at the time of passing order of sentence, such
facts have got no relevance for passing order in bail petition.

The court is of the opinion that if a person is having criminal antecedent and accused of serious offences in other number of cases at the time of considering bail petition the fact has got relevance. In view of the fact that the petitioner is having criminal antecedent I am not inclined to extend the privilege of bail.

The petition stands dismissed.

(Rakesh Kumar, J)

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