

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.31461 of 2016

Arising Out of PS.Case No. -89 Year- 2015 Thana -ANDHRAMATH District- MADHUBANI

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Mukesh Yadav, Son of Digambar Yadav, resident of Village Goth
Narhaiya, P.S. Andhra Math, District- Madhubani

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Gagan Deo Yadav, Advocate

For the Opposite Party : Mr. Sri Aditya Narayan Singh 1(APP)

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CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN SHARMA
ORAL ORDER

3 14-09-2016 Heard learned counsel for the petitioner and the

learned counsel representing the State.

The petitioner seeks bail in connection with Andhra
Math P.S Case No. 89 of 2015 registered for the offences
punishable under Sections 399, 400, 402, 414, of the Indian Penal
Code and Section 25(1-b)A/26/35 of the Arms Act.

Allegedly, the petitioner was caught along with other
and from possession of the petitioner, one loaded country made
pistol was recovered and further on the basis of his confessional
statement looted potatoes were also recovered from the house of
Raj Kumar Mandal.

Submission is of false implication and that the
petitioner is in custody since 27.11.2015 and now he has been

sufficiently penalized, to which learned A.P.P. seriously opposes by submitting that the petitioner was caught with fire arm and further on the basis of his confessional statement looted potatoes were also recovered and the petitioner has got criminal antecedent also.

In the facts and circumstances stated above, considering the alleged recovery and further criminal antecedent of the petitioner , I am not inclined to enlarge the petitioner on bail and accordingly, his such prayer stands rejected.

The learned trial court is directed to expedite the progress of the case so that the trial be concluded as early as possible preferably within six months, failing which if the petitioner at no fault, may be at liberty to renew his prayer for bail.

(Jitendra Mohan Sharma, J.)

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