

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.44981 of 2016

Arising Out of PS.Case No. -673 Year- 2012 Thana -MUZAFFARPUR TOWN District-
MUZAFFARPUR

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1. Rakesh Kumar @ Rakesh @ Rashid S/o Shyam Sunder Singh, resident of
Village- Tin Kothia, P.S. Mithanpur, District- Muzaffarpur.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Gajendra Kumar Singh

For the Opposite Party/s : Mr. Sri Pranav Kumar

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CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

3 28-01-2017 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. Petitioner is in custody since 13.08.2016 in
connection with Muzaffarpur Town P.S. Case No. 673 of 2012
arising out of Town P.S. Case No. 673 of 2012 for the offences
punishable under Sections 414, 120B of the Indian Penal Code
and Sections 20, 22 of the N.D.P.S. Act and 23 of UPA Act.

3. On Secret information that the accused persons are
planning to sell foreign goods and narcotic substance, a raid was
conducted. On seeing the police party, the accused persons
started to flee away throwing articles and narcotics but one
accused was apprehended who disclosed his name as Md. Moti
on whose possession 1500 grams of Charas and other foreign



articles were recovered but the petitioner managed to flee away from there. Subsequently, on the confession of apprehended co-accused Md. Moti the petitioner was arrested.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has been falsely implicated in this case.

5. Considering the facts and circumstances of the case, the prayer for bail of the petitioner is hereby rejected. However, the petitioner is granted liberty to renew his prayer for bail after framing of charge.

(Arvind Srivastava, J)

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