

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.23914 of 2017

Arising Out of PS.Case No. -49 Year- 2017 Thana -RAMPUR District- GAYA

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Chhotu Kumar @ Chotu Kumar, son of Late Shiv Bachan Yadav, Resident
of Village + P.S.- Rampur, District- Gaya.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Md. Javed Jafar Khan, Advocate

For the Opposite Party/s : Mr. Bharat Lal

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR
ORAL ORDER

2 14-06-2017

Heard learned counsel for the petitioner and the State.

Petitioner, already in custody, seeks bail in Rampur
P.S. Case No.49 of 2017 registered under Section 387 of the
Indian Penal Code and 25 (1-B) A, 26, 35 of the Arms Act.

Allegation in brief is that the petitioner and his elder
brother came to the mobile shop of the informant and demanded
extortion amount of Rs.5,000/-. When the informant denied,
thereafter, Natu Kuamr took out a country made pistol and placed
at the informant's head then he raised alarm and snatched away
pistol and both accused persons were caught with assistance of
local public and handed over to the police.

Learned counsel appearing on behalf of the petitioner
submits that there is no allegation against the petitioner that he



carried any fire arm rather the same is against his elder brother Natu Kumar and he has been in custody in this case since 23.2.2017 and charge has also been framed in this case.

Considering the nature of the offence, at present this Court is not inclined to grant bail to the petitioner. Accordingly, the prayer for bail, in connection with Rampur P.S. Case No.49 of 2017 pending in the court of C.J.M., Gaya, is rejected at this stage and the trial court is directed to expedite the trial and conclude the same preferably within one year, if the trial is not concluded within that period, the petitioner may renew his prayer for bail.

(Arun Kumar, J)

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