

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.12474 of 2018**

Arising Out of PS. Case No.-188 Year-2017 Thana- BAKHTIYARPUR RAIL P.S. District-  
Patna

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Chandan Kumar Son of Radhe Shyam Singh @ Radhe Shyam Sinh, R/o-  
Ghoswari, P.S.-Bakhtiyarpur, District-Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Shyamal Prakash  
For the Opposite Party/s : Mr. Sri Sanjay Kumar

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**CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR**  
**ORAL ORDER**

3     18-04-2018                      Heard learned counsel for the petitioner and the  
learned APP for the State.

Petitioner, already in custody, seeks bail in connection  
with Bakhtiyarpur Rail PS Case No.188 of 2017 registered  
under Section 379 of the Indian Penal Code.

Allegation in brief is that the petitioner snatched away  
the mobile of the co-passenger from the train and escaped away.  
Later on by CDR, it transpires that the SIM in the name of the  
petitioner was being used in the stolen mobile.

Learned counsel for the petitioner submits that the  
mobile was not recovered from possession of the petitioner;  
whereas learned counsel for the State submits that two SIM  
numbers 9155718973 and 9572534789 in the name of this



petitioner was being used in the stolen mobile and the petitioner has similar kind of two antecedents.

Having considered the aforesaid facts and circumstances, the prayer of bail of the petitioner is rejected in connection with Bakhtiyarpur Rail PS Case No.188 of 2017 pending in the court of learned Rail Judicial Magistrate, Patna.

However, if the trial does not conclude within four months of the framing of the charge, the petitioner may renew his prayer of bail.

**(Arun Kumar, J)**

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