

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.6594 of 2019**

Arising Out of PS. Case No.-231 Year-2018 Thana- GANDHIMAIDAN District- Patna

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Kundan Kumar @ Kundan @ Parwal, aged about 23 years, Gender-Male,  
Son of Shyam Nath Gupta @ Shyam Nath Prasad, Resident of Rajeev Nagar,  
Road No. 23, P.S. Rajeev Nagar, District- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Amit Kumar, Adv.

For the Opposite Party/s : Mr.Uma Shankar Prasad Singh (APP)

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

2      14-02-2019                      Heard learned counsel for petitioner and learned  
counsel for the State.

Petitioner, who is in custody, seeks bail in  
connection with Special Case No. 60 of 2018, arising out of  
Gandhi Maidan P.S. Case No. 231 of 2018 registered for the  
offences punishable under Sections 399, 402 of the Indian Penal  
Code, Section 25(1-B) A, 26, 35 of Arms Act and Section 27  
NDPS Act.

Allegation is recovery of one country made pistol  
loaded with one live cartridge and a pudia of Ganja from the  
possession of the petitioner. Petitioner has criminal antecedent.

It has been submitted on behalf of the petitioner  
that he is innocent and has committed no offence. He has been



falsely implicated in this case. Petitioner is in custody since 10.06.2018.

Considering the facts and circumstances of the case, I am not inclined to enlarge the petitioner on bail at this stage. Hence, the prayer for bail of the petitioner is hereby rejected.

However, after completing one year of the custody, the petitioner would be at liberty to renew his prayer for grant of bail.

**(S. Kumar, J)**

Rajiv/-

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