

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15686 of 2019

Arising Out of PS. Case No.-1124 Year-2018 Thana- DEHRI TOWN District- Rohtas

1. Prakash Kumar @ Gunni, S/o- Kalaktar Choudhary R/o Village- New Singhauli, Star Type Colony, P.S.- Dalmiya Nagar, District- Rohtas.
2. Pappu Yadav @ Prince Raj @ prince S/o Ramchandra Singh R/o Village- Naad, P.S.- Karakat, District- Rohtas.
3. Raj Kumar @ Mithu S/o - Vijay Kumar Choudhary R/o Village - New Gangauli, P.S.- Dalmiya Nagar, District - Rohtas.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjay Kumar Pandey
For the Opposite Party/s : Mr.Dashrath Mehta

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 27-03-2019 Heard the learned counsel for the petitioner and the
learned counsel appearing for the State.

The petitioners seek regular bail in connection with
Dehri (T) P.S. Case No.1124 of 2018 for the offences punishable
under Sections 400, 401, 411, 414 of the Indian Penal Code and
Section 25 (1-b), 26A, 35 of the Arms Act.

The case of the prosecution is that upon the police
having received information regarding some miscreants having
assembled near the electricity office at Mathuri bridge to
commit serious offence, the police party had raided such place
and caught hold of three miscreants including the petitioner. As



far as the petitioner No.1 is concerned, one country-made loaded pistol and one mobile phone was recovered. From the possession of the petitioner No.2, two live cartridges and a mobile was recovered, while from the petitioner No.3, two live cartridge and one mobile was recovered apart from the recovery of a Khukhari. A Pulser motorcycle is said to have also been recovered.

The learned counsel for the petitioners submits that the petitioners are innocent and have been falsely implicated in the present case. It is further submitted that though the petitioners are accused in some other cases, they are on bail in the said cases. The petitioners are said to be languishing in custody since 14.12.2018.

Per contra, learned counsel for the State has submitted that the petitioners have not only confessed their guilt but have also confessed that they were involved in several such occurrence of road robbery and theft of motorcycles.

Having regard to the facts and circumstances of this case, I deem fit and proper to direct for release of all the petitioners only after completion of six months of custody, i.e., with effect from 14.12.2018 and subject to such other conditions as may be deemed fit and proper to be imposed by the learned



Court of S.D.J.M., Dehri (Rohtas) in connection with Dehri (T)
P.S. Case No.1124 of 2018.

The present petition stands disposed of with the
aforesaid directions.

(Mohit Kumar Shah, J)

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