

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23059 of 2019

Arising Out of PS. Case No.-162 Year-2018 Thana- RUPASPUR District- Patna

PRASHANT KUMAR @ CHOTU KUMAR Son of Lal Bahadur Singh
Resident of Village - Parwezbada, Dudhola, P.S- Sonpur, Distt.- Saran at
Chapra.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Dewendra Narayan Singh
For the Opposite Party/s : Mr. Ram Bilash Roy Raman

CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

2 17-07-2019 Heard learned counsel for the petitioner and
learned counsel for the State.

The petitioner apprehends his arrest in connection
with Special Case No. 40-A of 2018 arising out of Rupaspur P.S.
Case No. 162 of 2018 registered under Sections 395, 397, 412
of the I.P.C. and section 22 of the NDPS Act and section 25(1-
b)A, 26, 35 of the Arms Act pending in the Court of Sessions
Judge/Special Judge, Patna.

Submission is that petitioner is quite innocent and
has falsely been implicated in the present case. Further
submission is that nothing has been recovered from the
possession of this petitioner.

Learned A.P.P. appearing on behalf of the State



opposed the prayer of the petitioner by contending that petitioner has criminal antecedent. In course of investigation, it appears that there is direct allegation of dacoity and selling and purchasing of smack against the petitioner. Hence, he does not deserve privilege of anticipatory bail.

Having considered the facts and circumstances of the case and nature of the allegation, I am not inclined to allow the prayer of the petitioner for anticipatory bail. Accordingly, prayer of the petitioner is rejected.

(Arvind Srivastava, J)

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