

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.36235 of 2019

Arising Out of PS. Case No.-799 Year-2018 Thana- KHAJANCHI HAT District- Purnia

MD. MUSTAQUE Son of Md. Laik Resident of Aina Mahal, Shani Mandir,
Gulabbagh, P.S.- Sadar, District - Purnia.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Dr. Bidhu Ranjan

For the Opposite Party/s : Mr. Ajit Kumar

CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

3 03-09-2019 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner is accused in connection with K. Hat
(Sahayak) P.S. Case No. 799 of 2018 registered under sections
414 and 413 of the I.P.C. pending in the Court of C.J.M., Purnia.

Submission of learned counsel for the petitioner is
that petitioner is innocent and has falsely been implicated in the
present case. Further submission is that petitioner is in custody
since 30.11.2018.

Learned A.P.P. appearing on behalf of the State
vehemently opposed the prayer of the petitioner by contending
that petitioner has got criminal antecedent and he is accused in
several cases, as detailed in paragraph no. 3 of the bail
application. Further submission is that on perusal of case diary,



it appears that the witnesses have supported the prosecution version. Hence, he does not deserve privilege of bail.

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

However, liberty is given to the petitioner to renew his prayer for bail after framing of charge.

(Arvind Srivastava, J)

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