

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.36258 of 2019

Arising Out of PS. Case No.-285 Year-2018 Thana- DEEPNAGAR District- Nalanda

MD. NEHAL Son of Md. Kallu @ Kallu Resident of Village - Murgiya, Tola
Ishopur, P.S.- Phulwarisharif, District- Patna

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Nafisuzzoha
For the Opposite Party/s : Mr. Lakshmi Kant Sharma

CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

3 11-09-2019 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner is accused in connection with
Deepnagar P.S. Case No. 285 of 2018 registered under sections
379, 461 of the I.P.C. pending in the Court of C.J.M., Nalanda at
Bihar Sharif and later on, section 395 of the I.P.C. was added.

Submission of learned counsel for the petitioner is
that petitioner is innocent and has falsely been implicated in the
present case. He has been made accused in this case only on the
basis of suspicion. Petitioner is in custody since 21.01.2019.

Learned A.P.P. appearing on behalf of the State
opposed the prayer of the petitioner by contending that
petitioner has criminal antecedent. He is accused in several
cases, as detailed in paragraph no. 3 of the bail application.



Hence, petitioner 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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