

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65198 of 2019

Arising Out of PS. Case No.-309 Year-2019 Thana- BIHIA District- Bhojpur

CHHOTU THAKUR Son of Chandra Shekhar Thakur Resident of Village-
Saheb Tola Bihiya, P.O and P.S.-Bihiya, District-Bhojpur.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjay Kumar

For the Opposite Party/s : Ms.Pushpa Sinha

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

3 05-11-2019 Heard learned Counsel for the petitioner and learned
Additional Public Prosecutor for the State.

This application, for grant of anticipatory bail, arises
out of Bihiya Police Station Case No. 309 of 2019, disclosing
offences under Sections 25 (1-b)/26/35 of the Arms Act.

The prosecution story, as per the First Information
Report, is that the police, upon secret information that 3-4
persons are moving near village Dhus Musahari with intention
to commit crime, proceeded towards the place of occurrence and
upon seeing the police, 3-4 persons started fleeing away and
upon chase, the police apprehended the accused persons, but
one person succeeded in fleeing away. Upon query, the
apprehended persons disclosed the name of the petitioner as the
person who fled away from the place of occurrence. The police



recovered one country-made pistol with one live cartridge from the possession of co-accused.

Learned Counsel for the petitioner submits that the petitioner is innocent and has not committed any offence in the manner alleged. He further submits that no recovery of illegal weapon has been made from the petitioner and, thus, the petitioner deserves privilege of anticipatory bail.

Having regard to the submissions made on behalf of the parties and taking into consideration the fact that the petitioner has criminal antecedent inasmuch as more than five criminal cases are pending against him and the investigation, in the present case, is at very initial stage, I am not inclined to grant the petitioner privilege of anticipatory bail.

This application is, accordingly, dismissed.

(Anil Kumar Sinha, J.)

Prabhakar Anand/-

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