

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72087 of 2019

Arising Out of PS. Case No.-613 Year-2018 Thana- PHULWARISHARIF District- Patna

Md. Mustaquim @ Kallu @ R. K, S/o- Md. Munnuddin @ Md. Anwar
Resident of Phulwari Sharif, Gulistan Mohalla, P.S.- Phulwari Shariff,
District-Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Kumar Rajeev

For the Opposite Party/s : Mr.Narendra Kumar Singh

CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

2 04-12-2019 Heard learned counsel for the petitioner and learned
counsel representing the State.

The petitioner in the present case is seeking regular bail
in connection with Phulwarisharif P.S. Case No.613 of 2018
registered for the offence punishable under Sections 399, 402 and
414 of the Indian Penal Code and Section 25(1-b) a/26/35 of the
Arms Act.

Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in this case.
Learned counsel submits that there is no recovery from the
conscious possession of this petitioner and his name has transpired
in the confessional statement of the co-accused.

Learned APP has opposed the prayer for bail.

Considering the facts and circumstances of the case



wherein this petitioner is said to be a member of the gang who had assembled with some vehicles and they were planning to commit crime and on the disclosure made by apprehended accused when raid was conducted at the house of petitioner a sum of Rs.2,10,000/- cash and one mobile set was recovered from his pocket, this petitioner has at least 10 cases on his head prior to this case, this Court is not inclined to grant regular bail to the petitioner. This application is dismissed.

Let the trial be expedited.

(Rajeev Ranjan Prasad, J)

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