

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.13926 of 2021**

Arising Out of PS. Case No.-358 Year-2020 Thana- JAHANABAD District- Jehanabad

RAKESH KUMAR @ PINTU @ FAUJI Son of Ram Uchit Mahto Resident
of Village - Shivnar, P.S.- Mokama, District - Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Prashant Kumar

For the Opposite Party/s : Mr.Jagdhar Pd., APP

**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER**

2 01-07-2021 This matter is taken up for consideration through

Video Conferencing under the orders of Hon'ble the Chief

Justice.

Heard learned counsel for the petitioner and learned
A.P.P for the State.

The petitioner seeks bail in Jehanabad Town P.S. Case
No. 358 of 2020, registered for the offence punishable under
Section 398 of the Indian Penal Code and section 27 of the
Arms Act.

As per the prosecution case, while the informant was
going to his home after closing his shop and reached near
Rajyakrit Urdu Madhya Vidyalaya at Malahchak More, this
petitioner along with two other unknown stopped his vehicle
and demanded his bag, tried to commit loot on the point of



pistol and one of them fired upon the place of occurrence. In the meantime, police party came there and after seeing them, all the accused persons tried to flee away, but this petitioner has been arrested on the spot.

It is submitted on behalf of the petitioner that no looted article has been recovered from possession of this petitioner. Petitioner has been falsely implicated in this case and he is in custody since 02.07.2020.

Learned APP however, vehemently opposed the prayer for bail and submitted that petitioner was arrested on the spot while committing loot.

Considering the facts aforesaid and the nature of allegation and the fact that petitioner was arrested on the spot while committing loot, I am not inclined to enlarge the petitioner above-named on bail. Accordingly, the same is rejected.

(Prabhat Kumar Singh, J)

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