

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9166 of 2022

Arising Out of PS. Case No.-299 Year-2014 Thana- GANDHIMAIDAN District- Patna

MITHILESH KUMAR Son of Mohan Mahto Resident of Village - Mirjapur ,
Barbigi, P.O.- Hussiana, P.S.- Ballia, Distt.- Begusarai.

... .. Petitioner

Versus

THE STATE OF BIHAR

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Pramod Man Bansh, Adv.

For the Opposite Party/s : Mr. J.N. Thakur, APP

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

2 08-09-2022 Learned counsel for the petitioner is directed to remove
all the defects pointed out by the Stamp Reporter within one month.

Heard learned counsel for the petitioner as well as learned
APP for the State.

The petitioner apprehends his arrest in connection with
Gandhi Maidan P.S. Case No. 299 of 2014, registered for the
offences punishable under Sections 489 (B) and 489 (C) of the Indian
Penal Code.

Learned counsel for the petitioner has submitted that the
fake currency was not recovered from his possession rather it was
recovered from possession of Chandra Kishore Kumar and in his
confessional statement the name of the petitioner has figured.

On the other hand, the learned Addl.P.P. Sri. J.N. Thakur
has opposed the prayer for bail.



It appears that anticipatory bail petition of the petitioner was rejected by the court below in the year 2015 and he filed second anticipatory bail petition before the learned Sessions Judge Patna in the year 2020 after five years of rejection of the first anticipatory bail petition. It appears that due to non-appearance of the petitioner the investigation/trial has hampered for a long duration. As such, I do not think it to be a fit case for anticipatory bail. Accordingly, it is rejected.

The petitioner is directed to surrender before the court below and make a prayer for regular bail.

Office shall ensure that all defects are removed by the petitioner within the stipulated time provided in para-1 hereinabove, failing which the matter shall be brought to the notice of this Court.

(Nawneet Kumar Pandey, J)

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