

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17686 of 2022

Arising Out of PS. Case No.-361 Year-2020 Thana- KORHA District- Katihar

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Mohit Kumar Jha @ Mohit Kumar @ Mangla S/O Raja Jha Resident Of
Village- Tetri Ward No.09, P.S.- Naugachiya, District- Bhagalpur

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Binay Kumar Singh

For the Opposite Party/s : Mr.Dr. Ajeet Kumar

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 19-09-2022 Heard learned counsel for the petitioner and

learned APP for the State.

The petitioner is apprehending his arrest in a

case registered for the offences punishable under

Sections 379, 411, 461 of the Indian Penal Code and

Sections 25(1-B)a, 26, 35 of the Arms Act and sections.

The prosecution case as per F.I.R is that in the

night, the informant saw that some persons are loading

his maize in the tempo. He made noise and co-villagers

gathered. One person was apprehended from the spot

who disclosed his name as Sujit Kumar Sah, who named

the petitioner and his associate. It is also alleged that



one country made pistol and cartridges were recovered from the possession of the co-accused Sujit Kumar Sah.

It is submitted by learned counsel for the petitioner that petitioner is innocent and he has falsely been implicated in this case. It is further submitted that petitioner was not apprehended from the spot. Nothing has been recovered from the conscious possession of the petitioner and except confessional statement of co-accused, no any cogent material was found against the petitioner. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

In the facts and circumstance of the case, let the petitioner, above named, in the event of his arrest or surrender before the Court below within a period of four weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/-(Ten Thousands) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Katihar in connection with Kotha P.S. Case No. 361 of 2020,



subject to the conditions as laid down under Section
438(2) of the Cr.P.C.

(Sunil Kumar Panwar, J)

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