

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18178 of 2022

Arising Out of PS. Case No.-181 Year-2021 Thana- BATHNAHA District- Sitamarhi

RAJU KUMAR @ RAJU KUSHWAHA S/o Late Ashrafi Mahto Resident of
Village - Kohbarwa, P.S. - Sonbarsa, District - Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Uday Kumar, Advocate

For the Opposite Party/s : Mr. Jitendra Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

4 17-08-2022 Heard learned counsel for the petitioner and learned
counsel for the State.

Let the defect(s), if any, as pointed out by the office
be removed within four weeks.

The petitioner is in judicial custody in connection
with Bathnaha P.S. Case No. 181 of 2021 for the offences under
Section 392 of the Indian Penal Code.

As per the FIR, on 22.07.2021 when the informant
was going to Sonbarsa from Samastipur, it is alleged that the
named accused persons including the petitioner herein put
revolver on his head and after assaulting him decamped with Rs.
1,11,000/- along with the mobile. Accordingly, the FIR was
lodged and the petitioner has been taken into custody.

Learned counsel for the petitioner submits that he is in



bail in most of the cases and he has been implicated by the police due to his criminal antecedent.

Learned APP for the State, on the other hand, submits that a bare perusal of the paragraph-3 of the bail application shows that he has sixteen (16) criminal cases of the same nature lodged against him and as such allowing him on bail is once again lead to some more occurrence in future and in nutshell opposed the prayer.

Considering the nature of the allegation of assault and looting of Rs. 1,11,000/- as also that 16 criminal cases are registered against him of the same nature, this Court for the present is not inclined to grant him the privilege of bail, which is accordingly rejected.

(Rajiv Roy, J)

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