

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24371 of 2022

Arising Out of PS. Case No.-92 Year-2022 Thana- LAKHISARAI District- Lakhisarai

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ABHINAV KUMAR @ SONU Son of Arun Singh @ Arun Kumar Singh
Resident of Village - Khetalpura, P.S.- Sare, District - Nalanda

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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with
CRIMINAL MISCELLANEOUS No. 27023 of 2022

Arising Out of PS. Case No.-92 Year-2022 Thana- LAKHISARAI District- Lakhisarai

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KUSH KUMAR @ CHHOTU Son of Anil Kumar @ Anil Kumar Singh
Resident of Village - Karki, P.s.- Ariari, Distt.- Sheikhpura.

... .. Petitioner/s

Versus

THE STATE OF BIHAR Bihar

... .. Opposite Party/s

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Appearance :

(In CRIMINAL MISCELLANEOUS No. 24371 of 2022)

For the Petitioner/s : Mr.Ajay Kumar Thakur, Adv.
Mr.Pravin Kumar

For the State : Mr.Sunil Kumar

For the Informant Mr. Nawal Kishor Agrawal, Sr. Adv.

(In CRIMINAL MISCELLANEOUS No. 27023 of 2022)

For the Petitioner/s : Mr. Vikramdeo Singh, Adv.
Mr.Pankaj Kumar

For the State : Mr.Dilip Kumar No. 1

For the Informant Mr. Nawal Kishor Agrawal, Sr. Adv.

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CORAM: HONOURABLE MR. JUSTICE ALOK KUMAR PANDEY
ORAL ORDER

3 27-09-2022 Heard learned counsel for the petitioners and learned

A.P.P. for the State assisted by learned counsel for the

informant.

The petitioners seek bail in connection with

Lakhisarai (Karaya) P.S. Case No. 92 of 2022 registered for the



offences punishable under Sections 406, 420, 506, 34 of the Indian Penal Code.

As per prosecution case, some unknown persons entered into the house of the informant and told that they are Income Tax officials and thereafter they started searching his house. The accused persons took away Rs. Twenty lacs alongwith gold jewellery.

Learned counsel for the petitioners submits that petitioners are in custody since 04.02.2022. Petitioner Abhinav Kumar @ Sonu bears criminal antecedent of two cases and petitioner Kush Kumar @ Chhotu bears clean antecedent. He further submits that petitioners are not named in the FIR and during course of investigation, name of petitioner Abhinav Kumar @ Sonu has been surfaced in confessional statement of co-accused Chandan Kumar. He further submits that during course of investigation, petitioner Kush Kumar @ Chhotu has been arrested and made his confessional statement. He further submits that petitioners have falsely been implicated in this case on mere suspicion.

Learned counsel for the informant as well as learned A.P.P. for the State vehemently opposed the prayer for bail of the petitioners submitting that Rs. 1,20,000/- has been recovered



from possession of petitioner Kush Kumar @ Chhotu and Rs. 2,50,000/- has been recovered from possession of petitioner Abhinav Kumar @ Sonu.

Considering the facts and circumstances of the case, nature of allegation levelled against the petitioner as well as material available on record, I am not inclined to grant bail to the petitioners. Accordingly, the prayer for bail of the petitioners is hereby rejected.

However, petitioners may renew prayer of bail after framing of charge.

(Alok Kumar Pandey, J)

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