

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49154 of 2022

Arising Out of PS. Case No.-662 Year-2022 Thana- PHULWARISHARIF District- Patna

DEEPAK MAHTO @ DEEPAK KUMAR SON OF LATE DHARICHHAN
MAHTO @ PARICHHAN MAHTO R/O VILLAGE- TAMTAM PARAB,
P.S.- PHULWARISHARIF, DISTRICT- PATNA

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Vijay Kumar Sinha, Adv.

For the Opposite Party/s : Mr. Md. Fahimuddin, APP

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 23-12-2022 Heard Mr. Vijay Kumar Sinha, learned counsel for the
petitioner and Mr. Md. Fahimuddin, learned Additional Public
Prosecutor for the State through video conferencing.

Petitioner seeks regular bail in connection with
Phulwarisharif PS Case No. 662/2022 registered for the offence
punishable under Sections 420 of the IPC, 25(1-b)a, 26 and 35
of the Arms Act and 3/4 of the Bangal Gambling Act.

As per prosecution case, one country made unloaded
pistol has been recovered from the possession of the petitioner.

Learned counsel for the petitioner submits that by the
impugned order bail application of the petitioner has been
rejected on the ground that petitioner has four criminal
antecedents while in this petition, the petitioner has disclosed
about eight criminal antecedents against him. Learned counsel



further submits that petitioner is in custody since 11.06.2022.

Regard being had to the submissions made by the parties and taking into consideration the fact that the petitioner is a habitual offender and as much as eight criminal cases have been registered against him, I am not inclined to grant regular bail to the petitioner.

However, if so advised, petitioner may renew his prayer for bail after six months if the trial does not register substantial progress.

(Anil Kumar Sinha, J)

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