

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.70297 of 2021

Arising Out of PS. Case No.-26 Year-2021 Thana- KANKARBAG District- Patna

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Rahul Kumar @ Rahul Kumar Mahto Son of Deepak Mahto Resident of
Village- Sakarpura, P.S.- Bakhri, District- Begusarai.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Amit Kumar Jha

For the Opposite Party/s : Mr.Nitya Nand Tiwary

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 25-04-2022 Heard learned counsel for the petitioner and learned
A.P.P for the State.

The petitioner seeks bail in Kankarbagh P.S. Case No.
26 of 2021, registered for the offence punishable under Sections
399, 400, 402 and 412 of the Indian Penal Code and sections
25(1-b)a, 26 and 35 of the Arms Act.

As per the prosecution case, one pistol with four live
cartridges and cash of Rs. 16,59,110/- were recovered from
possession of this petitioner.

It is submitted on behalf of the petitioner that no
incriminating article has been recovered from possession of this
petitioner. Recovered cash belongs to this petitioner and has not
found to be the part of looted article. Petitioner is in custody
since 09.01.2021.



Learned APP however, vehemently opposed the prayer for bail and submitted that arms and ammunition and looted money have been recovered from possession of this petitioner and petitioner has got criminal antecedent of seven case which are registered in different police stations.

Considering the criminal antecedent and recovery of looted article, I am not inclined to enlarge the petitioner above-named on bail. Accordingly, the same is rejected.

(Prabhat Kumar Singh, J)

vinita/-

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