

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8719 of 2023

Arising Out of PS. Case No.-179 Year-2021 Thana- PATEPUR District- Vaishali

PRABHAT KUMAR RAI @ SONU Son of Maheshwar Rai R/o Suapakar,
Rupauli Buzurg, P.S.- Musarigharari, Samastipur 848132

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Piyush Kumar Pandey, Advocate

For the Opposite Party/s : Mr. Bharat Lal, Addl. Public Prosecutor

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 12-05-2023 Heard learned counsel for the petitioner and the

State.

Petitioner apprehends arrest in a case registered for
the offence punishable under sections 399 and 402 of the Indian
Penal Code and 25(1-b)a, 26 & 35 of the Arms Act.

As per the prosecution case, informant received an
information that 10 to 11 miscreants have assembled to commit
same crime. Thereafter, a raid was conducted in which police
apprehended 7 miscreants and other miscreants fled away.

Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in this
case. Name of the petitioner transpired on the basis of
confessional statement of the co-accused persons and no
incriminating material has been recovered from the possession



of the petitioner.

Learned counsel for the State opposes the prayer for bail and stated that the petitioner has got 9 criminal antecedent and some of them are of similar nature.

Considering the fact that petitioner has got 9 criminal antecedent and some of them are of similar nature, prayer for pre-arrest bail of the petitioner is rejected with direction surrender and seek regular bail within four weeks which would be disposed of on its own merit without being prejudiced by this order.

(Prabhat Kumar Singh, J)

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