

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25643 of 2023

Arising Out of PS. Case No.-299 Year-2022 Thana- TAJPUR District- Samastipur

RAJESH RAI @ RAJESH RAY S/O LILA RAY R/O VILLAGE- BARUNA,
RASALPUR, P.S- TAJPUR, DISTT.- SAMASTIPUR.

... .. PETITIONER/S

VERSUS

THE STATE OF BIHAR

... .. OPPOSITE PARTY/S

Appearance :

For the Petitioner/s : Mr. Bijay Bhushan Prasad , Advocate
For the Opposite Party/s : Mr. Awadhesh Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 13-07-2023 Heard learned counsel for the petitioner and the

State.

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

3. As per the prosecution case, on secret information,
a raid was conducted by the informant along with the police
party in the house of one co-accused Md. Nasir who is trader of
illegal fire arms. It is further alleged that there was a recovery of
country made 9 mm fire arms, mobile and motorcycle from the
house of co-accused Md. Nasir and thereafter some of



apprehended accused person disclosed the name of absconding accused as Rajesh Rai (petitioner).

4. It is submitted that petitioner has been made in accused in this case on the confessional statement of other co-accused persons. Nothing has been recovered from conscious possession of the petitioner.

5. Learned counsel for the State opposes the prayer for bail and submits that this petitioner has got five other criminal antecedent and some of them are of similar nature.

6. Considering the the fact that petitioner has got five criminal antecedents, prayer for pre-arrest bail of the petitioner is rejected.

(Prabhat Kumar Singh, J)

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