

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51426 of 2022

Arising Out of PS. Case No.-188 Year-2022 Thana- BEGUSARAI MUFFASIL District-
Begusarai

RAJA KUMAR S/o Banti Singh R/o vill.- Ghatkindi- Durga Asthan, P.S.-
Barauni, District - Begusarai.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shubhesh Pandey, Advocate

For the Opposite Party/s : Mr. Raj Ballabh Singh, APP

CORAM: HONOURABLE MR. JUSTICE SHAILENDRA SINGH
ORAL ORDER

4 14-02-2023 Heard learned counsel for the petitioner and the
learned APP for the State.

Petitioner seeks regular bail in connection with
Begusarai Muffasil (Lakho O.P.) P.S. Case No. 188 of 2022
registered for the offences punishable under Sections 25(1-B) a,
26 of the Arms Act.

As per the prosecution, the police personnel acting
upon a secret information raided the alleged place and
apprehended this petitioner and upon making search upon him a
country-made pistol with one live cartridge was recovered.

The main submissions advanced by the learned
counsel Mr. Shubhesh Pandey for the petitioner are that though



against the petitioner there are criminal antecedents of seven cases but in most of the said cases the petitioner is not named and his name has surfaced during the course of investigation in the said cases without any material evidence and the petitioner has been languishing in jail since 17.04.2022 and the procedure of search and seizure was not followed while making the recovery of the alleged fire arms.

Learned APP Raj Ballabh Singh appearing for the State has opposed the bail prayer.

Considering the criminal antecedents of seven cases of the petitioner and the nature of allegation appearing against the petitioner, this court is not inclined to accept the petitioner's prayer for bail. Accordingly, his bail prayer stands rejected.

Petitioner is given a liberty to renew his prayer for bail before the trial court after six months from the date of this order and when he prefers the said liberty, the trial court will decide his prayer without being prejudice by this order keeping in view the relevant progress in the petitioner's trial.

(Shailendra Singh, J)

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