

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.68109 of 2023

Arising Out of PS. Case No.-196 Year-2023 Thana- NAUTAN District- West Champaran

Nandlal Kumar @ Nandlal Yadav S/O Late Lal Babu Yadav R/O Village-
Hatsariya Santghat, P.S- Bairiya, Bettiah, Distt.- West Champaran.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Perna Kant, Advocate

For the Opposite Party/s : Mr. Surendra Prasad Singh, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 18-10-2023 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks regular bail in connection with
Nautan (Jagdishpur) P.S. Case No.196 of 2023, lodged on
18.05.2023, under Sections 399/402/414 of the Indian Penal
Code and under Sections 25(1-b)A/26/35 of the Arms Act.

3. As per the prosecution case, the recovery of one
Desi Katta and one live cartridge has been made from the
conscious possession of the petitioner.

4. Learned counsel for the petitioner submits that
petitioner is innocent and has committed no offence. Counsel
submits that he has been arrested and his name figured in
different cases only due the reason of his criminal antecedents.
He submits that the co-accused of this case from whose



possession arms has been recovered has been granted bail by the Court-below itself. Counsel for the petitioner submits that petitioner is in custody since 19.05.2023 and there are ten criminal cases pending against him in which he is on bail in nine cases and in one case he is persuading for bail.

5. Learned counsel for the State opposes the prayer for bail and submits that antecedent of the petitioner is not clean and he is accused in ten criminal cases, which has been filed against him under various sections of Indian Penal Code, Arms Act and Excise Act. Therefore, request has been made by counsel for the State that at the time of consideration of bail this aspect may be taken into consideration.

6. In the present facts and circumstances, this Court is not inclined to grant regular bail to the petitioner.

7. Accordingly, the prayer for regular bail of the petitioner is hereby rejected.

8. However, the petitioner would be at liberty to renew the prayer for bail after framing of the charge.

(Dr. Anshuman, J)

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