

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23831 of 2024

Arising Out of PS. Case No.-319 Year-2023 Thana- ARWAL District- Jehanabad

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Viswajeet Kumar Yadav @ Vishwazit Kumar Yadav @ Teju Yadav Son of
Virendra Yadav Resident of Village- Tetariya, P.S.- Sahar, District- Bhojpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Madhav Raj

For the Opposite Party/s : Mr.Pawan Kumar Chaurasia

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 15-05-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The instant application for anticipatory bail has been
filed by the petitioner apprehending his arrest in connection with
Arwal P.S. Case no. 319 of 2023 instituted for the offence under
Sections 307 and 401 of the Indian Penal Code and Section 27 of
the Arms Act.

3. As per F.I.R., informant got confidential information
that four accused persons boarded on two motorcycle had come
to commit loot and after getting information, the informant along
with other police official started checking of motorcycle and
during that course, four persons boarded on two motorcycles
came there and on seeing the police, the miscreants started to flee
away and one miscreant fell down from the said motorcycle and



on seeing the police, one of the miscreants opened fire from his pistol. However, co-accused Rajesh Kumar was arrested and a mobile phone was recovered from him. Apprehended co-accused disclosed the name of the petitioner.

4. Learned counsel appearing on behalf of the petitioner has submitted that petitioner is innocent and has committed no offence. Nothing has been recovered from his conscious possession. Only on the basis of confessional statement of apprehended co-accused person, he has been dragged in this case. He was not apprehended on spot.

5. Learned APP for the State opposed the prayer of bail of the petitioner and submitted that petitioner has nine criminal antecedents.

6. Having heard learned counsel for the parties and considering the criminal antecedents of the petitioner, this Court is not inclined to enlarge the petitioner on anticipatory bail and as such, his application for anticipatory bail is rejected.

7. Petitioner is directed to surrender before the Court below and prays for regular bail.

(Sunil Kumar Panwar, J)

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