

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31063 of 2024**

Arising Out of PS. Case No.-29 Year-2024 Thana- NAUGACHIA District- Bhagalpur

Rana Fauji @ Rana Yadav @ Rana Kumar @ Rana Yadav @ Fauji S/O- Late
Ganeshi Yadav @ Ganesh Yadav R/O-Village- Dhobania, P.S- Naugachia,
Distt- Bhagalpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ashok Yadav

For the Opposite Party/s : Mr.Narsingh Tanti

**CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND
MALVIYA**

ORAL ORDER

2 24-04-2024 Heard learned counsel appearing on behalf
of the parties.

2. The petitioner seeks bail in connection with
Naugachia P.S. Case No.29 of 2024 registered for the offence
under Sections 392, 394 and 307 of the Indian Penal Code,
Section 27 of the Arms Act and Section 37(c) of the Bihar
Prohibition and Excise Act.

3. Allegation against the petitioner is to have
committed robbery along with other other co-accused persons in



the house of the informant, where, they have taken away jewelery box which contained jewelery worth of Rs.1.5 lakh, where, they were in drunken condition. It is also alleged that firearm injury caused to the son of the informant by this petitioner.

4. Learned counsel appearing on behalf of the petitioner has submitted that petitioner has falsely been implicated in the present case. It is submitted that nothing incriminating has been surfaced during course of investigation against this petitioner which may connect him with the present set of occurrence. It is further submitted that petitioner is in custody since 28.01.2024.

5. Learned APP appearing for the State, opposes the prayer for bail of the petitioner and submitted that as per FIR, there is specific allegation as regard to causing firearm injury upon the son of the informant against this petitioner.

6. In view of the submissions, as made above, as there is specific allegation against this petitioner and other co-accused persons, who were entered into the house of the informant and committed robbery and fired upon the son of the informant, where, other co-accused were arrested by the police



at the time of occurrence and as it appears from bail petition that there is six criminal antecedent against this petitioner like extortion, robbery, attempt to murder, SC/ST Atrocities, excise Act and he also convicted under Excise Act, this Court is not inclined to grant bail to the petitioner.

7. Accordingly, the prayer of bail of the petitioner is rejected herewith.

(Ramesh Chand Malviya, J)

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