

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41523 of 2024

Arising Out of PS. Case No.-14 Year-2024 Thana- KANHAULI District- Sitamarhi

Abhishek Kumar S/O Virendra Thakur R/O-At and P.O.-Araria, P.S.
Kahanauli, Distt-Sitamarhi Petitioner/s

Versus

The State of Bihar Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sitaram Prasad, Advocate

For the Opposite Party/s : Mr. Parmanand Kumar, APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 21-06-2024 Learned learned counsel for the petitioner and
learned APP for the State.

2. The petitioner seeks bail in connection with
Kanhauli P.S. case No. 14 of 2024, instituted for the offences
under Sections 399 and 402 of the Indian Penal Code and
Sections 25(1-b)a, 26 and 35 of the Arms Act.

3. Prosecution story, in short, is that, police, on the
basis of secret information that some accused persons are
planning to commit crime, raided the place of occurrence.
Seeing the police, the accused persons started fleeing away but
three accused persons including these petitioners were
apprehended whereas rest accused persons succeeded in fleeing
away. On search, a nepali dabia was recovered from petitioner
no.1 whereas one knife was recovered from petitioner no.2.

4. Learned counsel for the petitioner submitted that



the petitioner has falsely been implicated in the present case due to village politics. No specific overt act is alleged against the petitioner and the allegation levelled against him is false and concocted. The petitioner is in custody since 05.02.2024 and has no criminal antecedent. It is further submitted that co-accused Akash Kumar and Ashish Kumar have been enlarged on bail vide order dated 18.04.2024 passed in Cr. Misc. No. 27954 of 2024 by this Court.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case, charge-sheet already being submitted and the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Kanhauli P.S. case No. 14 of 2024.

(Rudra Prakash Mishra, J)

Prakash/-

U			
---	--	--	--

