

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.73101 of 2024

Arising Out of PS. Case No.-286 Year-2024 Thana- MADHAURAH District- Saran

Arjun Kumar @ Arjun Kumar Raut @ Arjun Kr. @ Arjuna Kr. Rawat Son of
Rajkumar Raut @ Raju Raut, Resident of Village- Pakahan, Near Gadhdevi
Temple, Police station- Marhowrah, District - Saran (Chapra).

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Brij Kishor Mishra, Advocate.

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

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 23-10-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in connection
with Marhowrah P.S. Case No.286 of 2024 instituted under
Sections 399 & 402 of the Indian Penal Code and under Sections
25(1-b)a/26/35 of the Arms Act.

3. As per the prosecution case, during the raid by the
Police, one co-accused Jitu Kumar was apprehended from whom
one loaded katta alongwith knife have been recovered. It is
alleged that petitioner and other co-accused persons have fled
away and their names have been disclosed by the apprehended co-
accused Jitu Kumar.

4. Learned counsel for the petitioner submits that
petitioner is innocent and has been falsely implicated in this case.
He further submits that petitioner is aged about 19 years who is a



student of intermediate, having no criminal antecedent and he has no concern with the co-accused or the recovered material. Learned counsel submits that petitioner was not present at the spot, nor any incriminating substance have been recovered from his possession or from his house. He further submits that except the disclosure statement of co-accused, there is no material against the petitioner. Petitioner undertakes to cooperate in the investigation.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail.

6. Considering the facts and circumstances of the case and submissions of learned counsel for the parties, in the event of arrest or surrender before the Court below within six weeks from today, the petitioner be released on bail upon furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount to each to the satisfaction of the learned Chief Judicial Magistrate, Saran at Chapra in connection with Marhowrah P.S. Case No.286 of 2024, subject to the conditions laid down in Section 438(2) of the Code of Criminal Procedure, 1973.

(Sunil Dutta Mishra, J)

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