

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.2065 of 2024**

Arising Out of PS. Case No.-430 Year-2023 Thana- AKBARPUR District- Nawada

Subodh Kumar @ Subodh Prasad S/O SARYUG MAHTO VILLAGE-  
PAIJUNA, PS. AKBARPUR, DIST. NAWADA.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Pramod Kumar Verma, Adv

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

**CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN**  
**ORAL ORDER**

2      24-01-2024                                      Heard learned counsel for the petitioner and  
learned A.P.P. for the State.

2. The petitioner seeks regular bail in connection with  
Akbarpur P.S. Case No. 430 of 2023 registered on 17.09.2023  
lodged under Sections 25(1-b)a, 26/35 of the Arms Act.

3. As per the prosecution case, F.I.R. has been lodged  
against three named accused persons including the petitioner. It  
has been specifically alleged in the F.I.R., that from the  
petitioner's possession one country made pistol has been  
recovered

4. Counsel for the petitioner submits that name of the  
petitioner has been inserted in this case by the police only due to  
the reason that petitioner has two criminal antecedents.

5. Counsel further submits that petitioner is innocent



and has committed no offence. He further submits that petitioner is in custody since 17.09.2023 having two criminal case pending against him, in which he is on bail.

6. Learned counsel for the State opposes the prayer for bail and submits that at the time of consideration of bail, this aspect must be taken into consideration that petitioner has two criminal antecedent.

7. In the present facts and circumstances of this case and the submissions made above, this Court is not inclined to grant bail to the petitioner at present. Therefore, his bail application is rejected. However, petitioner is at liberty that he may renew his prayer for bail two months after framing of charge.

**(Dr. Anshuman, J)**

Sunnykr/-

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