

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.2062 of 2024

Arising Out of PS. Case No.-164 Year-2023 Thana- BELA District- Sitamarhi

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Mahesh Kumar Paswan @ Mahesh Paswan Son of Sahdeo Paswan Resident
of Village- Punardaha Razbara, P.S.- Sonbarsa, District- Sitamarhi

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ritesh Singh, Adv

For the Opposite Party/s : Mr.Gauri Shankar Gupta, APP

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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
Bela P.S. Case No. 164 of 2023 registered on 06.07.2023 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 and two live
cartridges 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 eleven criminal antecedent.

5. Counsel further submits that petitioner is innocent



and has committed no offence. He further submits that petitioner is in custody since 06.07.2023 having 11 criminal case pending against him, in which he is on bail in one case and in rest he is persuading for bail. Charge-sheet has already been filed in this case.

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 eleven 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 after framing of charge.

(Dr. Anshuman, J)

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