

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.74467 of 2024

Arising Out of PS. Case No.-294 Year-2023 Thana- SATHI District- West Champaran

Bhaskar Chaubey @ Bhutnath Chaubey @ Bhuthnath S/o- Ramendra
Chaubey Village- Paroaha PS- Sathi District- West Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Umesh Kumar Gupta

For the Opposite Party/s : Mr.Bharat Lal

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

ORAL ORDER

2 31-01-2025 Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner is in custody in connection with
Sathi P.S Case No. 294 of 2023 from the Court of learned
Exclusive Special Judge, (N.D.P.S), West Champaran,
Bettiah registered for the offences punishable under
Sections 341, 323, 353, 307 and 34 of the I.P.C and Section
25(1-b)a, 26, 27, 35 of the Arms Act and Section 8, 21(b) of
Narcotics Drugs and Psychotropic Substance Act.

3. As per allegation in the FIR, one country made
pistol, one live cartridge, one empty cartridge and 23 gram
smack recovered from the conscious possession of the



petitioner.

4. Learned counsel for the petitioner submits that petitioner has falsely been implicated in this case. It is also submitted that petitioner is in judicial custody since 20.12.2023 and petitioner has got nine criminal antecedents as stated in para 3 of the bail petition.

5. However, learned APP for the State oppose the prayer for regular bail of the petitioner.

6. On perusal of the FIR and impugned order dated 26.07.2024 it appears that, petitioner has got nine criminal antecedents and all are heinous offences further recovered of 23 gram smack made in presence of Gazetted Revenue Officer.

7. Considering the aforesaid facts, criminal antecedents and circumstances of the case this Court is not inclined to grant bail to the petitioner. Hence, prayer for regular bail of the petitioner is hereby rejected.

(Ramesh Chand Malviya, J)

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