

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.87342 of 2024

Arising Out of PS. Case No.-187 Year-2024 Thana- ALAMGANJ District- Patna

Gyandeep Kumar S/O Ajay Kumar R/O Alamganj Chowki, P.S- Alamganj,
Distt.- Patna. Pin Code- 800007, Bihar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Tabish Ahmad

For the Opposite Party/s : Mr. Ashok Kumar Singh

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 20-01-2025 1. Heard learned Counsel for the petitioner and
learned Additional Public Prosecutor for the State.

2. This application, for grant of anticipatory bail,
arises out of Alamganj Police Station Case No. 187 of 2024,
disclosing offences under Sections 399, 402 of the Indian Penal
Code and Section 25(1-b)a, 26, 35 of the Arms Act.

3. As per the prosecution story, the police got secret
information that five criminals had assembled in Vishwakarma
Mandir at Neem ki bhatti and were planning to commit offence.
On this information, the police arrived at the place of
occurrence. On seeing the police party, two persons succeeded
in fleeing away. Three persons were arrested and they disclosed
the names of the petitioner and others who succeeded in fleeing
away. The police upon search, recovered country made pistol
from the waist of co-accused Md. Shabaz and empty cartridge
inside and also recovered a mobile. A mobile was recovered
from the other co-accused Salauddin. A knife was also



recovered from the waist of arrested person Promod Kumar.

4. Learned Counsel for the petitioner submits that the petitioner has falsely been implicated in the present case due to malicious intention and he has been made accused on the basis of disclosure of his name by the arrested co-accused. In order to attract the ingredients of Section 399 and 402, the police has implicated the name of the petitioner and others.

5. Learned counsel for the State submits that police recovered firearm along with lethal weapon from the arrested persons who have disclosed the name of the petitioner who was present at the place of occurrence and succeeded in fleeing away. The petitioner is having two criminal antecedents of serious nature of offence.

6. Having regard to the submissions made on behalf of the parties and taking into consideration the nature of allegation and the fact that the petitioner is having criminal antecedents, I am not inclined to grant the petitioner privilege of anticipatory bail.

7. This application is, accordingly, rejected.

(Anil Kumar Sinha, J)

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