

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.51423 of 2014

Arising Out of PS.Case No. -209 Year- 2014 Thana -MEERGANJ District- GOPALGANJ

Mukesh Kumar @ Mukesh Kumar Pandit, Son of Nandji Pandit, resident of
Village + P.O.-Habibe Nagar, P.S.-Husainganj, District-Siwan.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Amarendra Kumar, Advocate

For the Opposite Party/s : Mr. Indra Kumar Singh (A.P.P.)

CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI
SHARAN SINGH
ORAL ORDER

2 30-04-2015

Heard learned counsel for the petitioner and
learned Additional Public Prosecutor for the State.

This is an application seeking anticipatory bail in
connection with Mirganj P.S. Case No. 209 of 2014,
pending before learned Sessions Judge, Gopalganj,
registered for the offences punishable under Sections 420
and 414/34 of the Indian Penal Code.

Learned counsel for the petitioner, referring to the
First Information Report, has submitted that the petitioner
has been made accused in this case only on the basis of
statement of one Suraj Kumar, who was apprehended by the
police with stolen motorcycle. He has submitted that over
and above the said statement of co-accused, Suraj Kumar,
there is absolutely no material against the petitioner.

I have seen the First Information Report. From the First Information Report, it appears that said Suraj Kumar made specific averment before the police that the petitioner was in habit of supplying him vehicles from time to time and after sometime; he used to sale those motorcycles.

In such circumstance, I do not consider it to be a fit case to grant the petitioner the privilege of anticipatory bail as, in my opinion, his custodial interrogation may be required by the police.

In view of the above, this application is dismissed.

The petitioner is directed to surrender before the court below within a period of four weeks from the date of receipt/production of a copy of this order to the court below. However, he may seek regular bail thereafter and, if so, his application seeking regular bail shall be considered on its own merit without being prejudiced by rejection of the present application.

(Chakradhari Sharan Singh, J)

Praveen-II/-

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