

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.47382 of 2014

Arising Out of PS.Case No. -266 Year- 2014 Thana -PIRO District- BHOJPUR

1. Mantu Singh @ Alok Kumar Son of Kuwar Singh, Resident of Village -
Panwari, P.S. - Sikrahata, District- Bhojpur. Petitioner

Versus

1. The State of Bihar Opposite Party

with

Criminal Miscellaneous No.1437 of 2015

Arising Out of PS.Case No. -266 Year- 2014 Thana -PIRO District- BHOJPUR

1. Rahul Yadav son of Lok Prakash Yadav resident of Village - Sikraul, P.S.
Sikrahata, District - Bhojpur. Petitioner

Versus

1. The State of Bihar. Opposite Party

Appearance :

(In Cr.Misc. No.47382 of 2014)

For the Petitioner/s : Mr. Prabhat Kumar Singh

For the Opposite Party/s : Mr. Rana Randhir Singh(App)

(In Cr.Misc. No.1437 of 2015)

For the Petitioner/s : Mr. Ravindra Kumar

For the Opposite Party/s : Mr. Rana Randhir Singh(App)

CORAM: HONOURABLE MR. JUSTICE SAMARENDRA
PRATAP SINGH

ORAL ORDER

2 04-03-2015 Heard learned counsel for the petitioners and the State.

The petitioners are accused in a case under section 394 of
the Indian Penal Code.

It is alleged that while the informant was returning on his
motor cycle after delivering mobile sets to the shopkeepers, he
was stopped by the three miscreants and looted away his motor
cycle, Mobile and money from him. The motor cycle is said to be
recovered from the possession of petitioner Rahul Yadav. The
name of petitioner Mantu Singh @ Alok Kumar figured in the

confessional statement of accused Rahul Yadav.

Learned counsel appearing on behalf of petitioner Mantu Singh states that his name figured in the confessional statement of accused Rahul Yadav and there is no recovery from his possession. Nonetheless, the petitioner has fairly stated that he is an accused in four other cases including the case registered under the Arms Act. He submits that no Test Identification Parade has been held.

Learned counsel appearing on behalf of petitioner Rahul Yadav submits that though the police have shown recovery of motor cycle and Mobile from his possession, no T.I. Parade has been held. He submits that since the police has arrested the petitioner in one case, he has been named in a routine manner in subsequent cases as well.

In view of the fact that the petitioners are accused in other cases and looted motor cycle and Mobile has been recovered from the possession of accused Rahul Yadav, I am not inclined to grant bail to them. Their prayer for bail is accordingly rejected. However, the petitioner Mantu Singh @ Alok Kumar may renew his prayer for bail after remaining 10 months in custody and petitioner Rahul Yadav may renew his prayer for bail after remaining one year in custody.

(Samarendra Pratap Singh, J)

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