

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.49217 of 2015

Arising Out of PS.Case No. -147 Year- 2015 Thana -KHAIRA District- JAMUI

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Pravesh Saw @ Pravesh Sah son of Asho Sah R/o vill Nandiha, P.S.
Khaira, Dist. Jamui.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Satya Prakash Parasar

For the Opposite Party/s : Mr. Ajit Kumar(App)

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CORAM: HONOURABLE MR. JUSTICE KISHORE KUMAR
MANDAL
ORAL ORDER

2 09-11-2015

Heard both sides.

Petitioner apprehends his arrest in connection with
Khaira P.S. case no. 147 of 2015 registered under Sections 394 of
the IPC

It is a case of highway robbery. Allegation is that
when the informant was returning home on a tempo with the sale
proceeds of Mung dal the driver and other companion talked on
diverse occasions on phone. When the tempo reached near the
culvert, it is alleged that four accused persons surrounded the
tempo at gun point and his belongings including the cash were
looted. One of the accuseds was subsequently arrested who made
a confessional statement. In his confessional statement the name
of the petitioner transpired. The investigation is going on.

Contention of the petitioner is that only on the basis

of the confessional statement the prosecution suspects the hand of the petitioner. Petitioner has no criminal antecedent.

Learned AAP opposed the prayer and submitted that other accused persons of this case have surrendered and prayed for bail and some of them have been released on regular bail.

Considering the seriousness of the allegations and the fact that the matter is under investigation, I am not persuaded to extend the privilege of anticipatory bail to the petitioner. Prayer is refused.

Petitioner may surrender and seek regular bail. In case the same is preferred the Court below shall consider the same on its own merit uninfluenced by the present order.

(Kishore Kumar Mandal, J)

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