

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.13927 of 2016

Arising Out of PS.Case No. -41 Year- 2016 Thana -GOVINDGANJ District-
EASTCHAMPARAN(MOTIHARI)

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1. Pankaj Kumar Yadav, S/o Punyadeo Yadav R/o Village- Jafara, P.S.-
Siwan Mufassil, District- Siwan..... Petitioner

Versus

1. The State of Bihar Opposite Party

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Appearance :

For the Petitioner/s : Mr. Ganjendra Kumar Singh

For the Opposite Party/s : Mr. A.L.Pandit(App)

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**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA**

ORAL ORDER

3 12-05-2016

Heard learned counsel for the petitioner and learned
counsel representing the State.

The petitioner seeks bail in connection with Govindganj
(Areraj) P.S. Case No. 41 of 2016 registered for the offences
punishable under Sections 406, 419, 420, 467, 468 and 471 of the
Indian Penal Code.

Allegedly, during course of checking the petitioner tried
to flee away but he was caught and from his possession 11 ATM
Cards of different banks besides mobile were recovered as per
seizure list and the petitioner confessed his involvement in
fraudulent withdrawal of money from ATM after changing the
ATM Cards.

Submission is of false implication and that there is no
independent witness, all the witnesses are police personnel, one

witness Ram Snehi Singh has stated that one of the ATM recovered which is in the name of his son was exchanged in ATM cabin by a man and he was given ATM of Awdhesh Bhagat and thereafter, from account Rs.87,000/- was withdrawn fraudulently. The petitioner is in custody since 05.02.2016 and as such he deserves sympathetic consideration to which learned APP seriously opposes.

In the facts and circumstances stated above, considering the alleged recovery and statement of witness Ram Snehi Singh, at present, this Court is not inclined to enlarge the petitioner on bail, accordingly, his such prayer stands rejected.

However, let the trial be expedited and concluded as early as possible, preferably within six months from the date of receipt/production of a copy of this order, failing which if the petitioner at no fault, may renew his prayer of bail.

(Jitendra Mohan Sharma, J)

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