

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.21949 of 2016

Arising Out of PS.Case No. -75 Year- 2013 Thana -BANIAPUR District- SARAN

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1. Sudama Kumar Rai @ Sudama Kumar @ Sudama Rai s/o Late Jharilal Rai resident of village- Rampur Bindalal Ke Mathiya, P.S. Ekma Distt Saran at Chapra.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vijay Kumar

For the Opposite Party/s : Mr. B.N. Pandey (App)

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA
ORAL ORDER

3 09-11-2016 Heard both sides.

The petitioner seeks bail in Baniyapur P.S. Case No. 75/2013, registered for the offences punishable under Sections 395 and 397 of the Indian Penal Code. Later on Section 412 of the Indian Penal Code was added.

The Branch Manager, Punjab National Bank, Janta Bazar Branch alleged that a Bolero overtook the cash van of his Bank and 9-10 persons intercepted the vehicle and looted away more than rupees one crore from the van.

It is submitted that the petitioner is not named in the FIR and the petitioner is rotting in jail since 27.04.2013, but it appears that the petitioner was apprehended. The petitioner

confessed his guilt and on the basis of which Rs. 4,14,000/- was recovered, besides fixed deposit certificates, LIC policy and PAN Card etc. The prayer of bail of the petitioner was earlier rejected. The petitioner has got criminal antecedents and as many as six criminal cases are pending against the petitioner. 11 prosecution witnesses have already been examined.

Considering the fact aforesaid and the fact that the trial is at the fag end, I am not inclined to enlarge the petitioner above named on bail. Accordingly, the same is rejected.

The learned trial court is directed to expedite the trial and conclude the same within four months from the date of receipt/production of a copy of this order.

(Prabhat Kumar Jha, J.)

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