

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.58461 of 2015

Arising Out of PS.Case No. -97 Year- 2015 Thana -NIRMALI District- -

- =====
1. Ranjeet Kumar Thakur Son of Chandeshwar Thakur, Resident of Village - Mahadev Math, Police Station - Andhara Math, District - Madhubani
 2. Ram Kumar Thakur, Son of Kusum Lal Thakur, Resident of Village - Darah, Police Station - Veja, District - Madhubani.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Arun, Advocate.

For the Opposite Party/s : Mr. Jai Narayan Thakur (APP)

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CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN SHARMA

ORAL ORDER

3 09-03-2016 Heard the learned counsel for the petitioners as well as the learned A.P.P for the State.

The petitioners seek bail in a case for the offences punishable under sections 392 and 411 of the I.P.C

Allegedly, two persons aged about 22-23 years intercepted the informant while he was going to Sindurpura from Nirmali Bazar by his motorcycle and started assaulting the informant and at the point of knife robbed the motorcycle. During investigation the petitioners were apprehended with the robbed motorcycle and for that Nirmali P.S. Case No. 142 of 2015 was registered and the petitioners confessed their guilt.

Submission is of false implication and that the petitioners have been allowed bail in Nirmali P.S. Case No. 142 of 2015, in this case there is no seizure list, the petitioners have not been put on the test identification parade and without any legal and cogent material the petitioners are suffering in custody since 15.07.2015.

The learned A.P.P. opposes prayer for bail by submitting that the petitioners were apprehended with the motorcycle of the informant.

In the facts and circumstances as stated above, considering the allegation attributed against the petitioners, at present this Court is not inclined to enlarge the petitioners on bail and accordingly their such prayer stands rejected in connection with Nirmali P.S. Case No. 97 of 2015 pending in the court of S.D.J.M. Birpur (Supaul).

However, let the trial be expedited and concluded within six months, failing which the petitioners may be at liberty to renew their prayer for bail.

(Jitendra Mohan Sharma, J)

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