

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.48196 of 2016

Arising Out of PS.Case No. -155 Year- 2016 Thana -BARAULI District- GOPALGANJ

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Om Prakash Thakur Son of Radha Krishna Thakur resident of village -
Badheya, P.S. Barauli, District Gopalganj

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Md. Anisur Rahman

For the Opposite Party/s : Mr. Sri Sanjay Kumar Sharma

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

4 23-12-2016 Heard Sri Md. Anisur Rahman, learned counsel for the

petitioner and Sri Damodar Prasad Tiwary , learned Additional

Public Prosecutor.

Earlier in this case , case diary was called for.

The petitioner apprehending his arrest in Barauli P.S.

Case No. 155 of 2016 registered for the offence under Sections
401, 413, 414, 411, 420, 467, 468, 471 of the Indian Penal Code
has prayed for grant of bail in the event of arrest or surrender.

It was submitted by learned counsel for the petitioner
that the petitioner is disabled up to the extent of 85% and he is not
even in a condition to move however , learned Additional Public
Prosecutor after examining the case diary submits that during
investigation material has come to show that petitioner along



with others were involved in sale and purchase of stolen vehicle .
Even from possession of the petitioner one stolen Pick Up Van
was recovered.

Considering the facts and circumstances the Court is of
the opinion that certainly in such cases privilege of anticipatory
bail may not be extended. However, if petitioner within a period
of six weeks from today appears before the court below and makes
a prayer for regular bail , the learned court below may examine
the same and also examine as to whether the petitioner is actually
physically handicapped or not and pass appropriate order in
accordance with law preferably on the same day.

The petition stands disposed of.

(Rakesh Kumar, J)

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