

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.41440 of 2016**

Arising Out of PS.Case No. -449 Year- 2016 Thana -ARA NAWADA District- BHOJPUR

=====

1. Bikash Kumar Yadav Son of Satendra Rai @ Satendra Yadav resident of  
Village- Jamira, P.S.- Ara Mufassil, District- Bhojpur.

.... .... Petitioner/s

Versus

1. The State of Bihar

.... .... Opposite Party/s

=====

**Appearance :**

For the Petitioner/s : Mr. Sangeet Deokuliar

For the Opposite Party/s : Mr. Sri Arun Kumar

=====

**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR**  
**JHA**  
**ORAL ORDER**

3      29-11-2016      Heard both sides.

The petitioner apprehends his arrest in Ara Nawada  
P.S. Case No. 449/2016, registered for the offences punishable  
under Sections 379, 411 of the Indian Penal Code.

The informant withdrew money from the ATM, State  
Bank of India. Two persons were standing by his side. The  
moment, the informant withdrew Rs. 10,000/-, two persons  
snatched the money and fled away. On chase, one Ashok Kumar  
Yadav @ Santosh Kumar Yadav was apprehended who threw the  
money on the road and disclosed the name of the petitioner who  
was accompanying him as Bikash Kumar Yadav, the petitioner.

Learned counsel for the petitioner submits that the  
petitioner was not apprehended on the spot. Nothing has been

recovered from the possession of the petitioner. Ashok Kumar Yadav @ Santosh Kumar Yadav happens to be co-villager of the petitioner and that is why he named the petitioner, *but* it appears that two persons entered into the ATM booth and snatched money from possession of the informant and they were fleeing away but on chase one of them, namely Ashok Kumar Yadav @ Santosh Kumar Yadav was apprehended. Santosh Kumar Yadav threw the money and the same was recovered. Ashok Kumar Yadav @ Santosh Kumar Yadav disclosed the name of the petitioner who managed to flee away.

Considering the facts aforesaid, I am not inclined to enlarge the petitioner above named on anticipatory bail. Accordingly, the same is rejected.

**(Prabhat Kumar Jha, J.)**

Rakhi

|   |  |   |  |
|---|--|---|--|
| U |  | T |  |
|---|--|---|--|