

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.32648 of 2017

Arising Out of PS.Case No. -44 Year- 2016 Thana -BELSAND District- SITAMARHI

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Manoj Sahni, S/o Shatrudhan Sahni, Village- Madhuban Kanti, P.S.-
Meenapur, District- Muzaffarpur.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ashhar Mustafa, Advocate

For the Opposite Party/s : Mr. Nirmal Kumar Sinha, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 13-07-2017

Heard learned counsel for the petitioner.

Petitioner apprehends his arrest in connection with
Belsand P.S. Case No. 44 of 2016, registered for the offences
punishable under Sections 406 and 420 of the I.P.C.

According to the complainant, while he was
withdrawing cash from the A.T.M., two persons entered into the
cabin and pushed him aside and forcibly took the A.T.M card. On
chasing one accused, namely Raja Kumar was apprehended and he
disclosed the name of the other accused person i.e. the petitioner
of this case. From the said Raja Kumar, an A.T.M. card was
recovered.

Learned counsel for the petitioner submits that the said
co-accused Raja Kumar has already been granted bail, the



petitioner had got nothing to do with the alleged incident and merely on the basis of disclosure of his name by the co-accused, he has been implicated in the present case. It is further submitted that no recovery has been made from the petitioner nor there is allegation against the petitioner of withdrawing any cash from the ATM.

Having regard to the facts and circumstance of the case, I deem it fit and appropriate to grant anticipatory bail to the petitioner.

Accordingly, let the abovementioned petitioner, in the event of his arrest or surrender in the Court below within a period of four weeks from today, be enlarged on bail on furnishing bail bonds of Rs. 10,000/- (Rs. Ten thousand) with two sureties of the like amount each to the satisfaction of C.J.M., Sitamarhi, in connection with Belsand P.S. Case No. 44 of 2016 subject to the conditions enumerated under Section 438 (2) of Code of Criminal Procedure.

(Mohit Kumar Shah, J)

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