

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.46878 of 2016

Arising Out of PS.Case No. -259 Year- 2015 Thana -RAJIVNAGAR District- PATNA

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Anshu Mali S/o Ram Narayan Sharma, R/o Mohalla- Rajiv Nagar, Road
No.- 21-D, P.S.- Rajiv Nagar, District- Patna.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Pramod Kumar Singh, Advocate.

For the Opposite Party : Mr. Ajay Kumar-1, APP.

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

3 23-03-2017 Heard both sides.

The petitioner apprehends his arrest in Rajiv Nagar P.S.
Case No. 259 of 2015, registered for the offences punishable
under Sections 451 and 379 of the Indian Penal Code.

The informant alleged that the petitioner who is son of
his landlord entered into his house and committed theft of money,
ATM card and other documents. The wife of the informant saw
the petitioner coming out from her room.

Learned counsel for the petitioner submits that the
petitioner is admittedly son of the landlord of the informant. There
is a dispute with regard to payment of rent and that is why the son
of the landlord has falsely been implicated in the case. The purse
was recovered from inside the premises but nobody has seen the



petitioner committing theft.

Considering the facts aforesaid and the facts that the wife of the informant also saw the petitioner coming out from that room from where money and other articles of the informant were found missing and there is no document to show that the informant had any altercation with the landlord with regard to payment of rent, I am not inclined to enlarge the petitioner above named on anticipatory bail. Accordingly, the same is rejected.

(Prabhat Kumar Jha, J.)

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