

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.25984 of 2017

Arising Out of PS.Case No. -25 Year- 2017 Thana -PIRBAHOR District- PATNA

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1. Md. Tausif son of Md. Raju @ Md. Asgar Resident of Khalilpura
Imambara, Phulwarisharif, P.S. Phulwarisharif, District - Patna.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Pramod Kumar

For the Opposite Party/s : Mr. Sri Ahtash Ali Khan

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 05-07-2017 Learned counsel for the petitioner is permitted to make
necessary correction in para -10 of bail petition.

The petitioner seeks regular bail in connection with
Pirbahore P.S. Case No. 25 of 2017, registered for offences
punishable under Sections 385/386 and 34 of the Indian Penal
Code.

It has been submitted on behalf of the petitioner that he
has not been named in the F.I.R, his name transpired in this case
during the course of investigation on the basis of C.C.T.V
footage, on which he has been identified. Further he has made
confessional statement but according to the confessional statement
also, there is no allegation of demand of ransom against the
petitioner and at best it can be alleged that he was only threatening



the informant, for which only Section 386 Indian Penal Code can be applied and not Section 385 Indian Penal Code. Further petitioner has been in judicial custody since 02.02.2017.

Heard learned A.P.P. also.

Having heard both sides, considering the facts and circumstances of the case and as he fired on the informant and he was caught in the C.C.T.V. footage, as such, I am not inclined to release the petitioner on bail, his application for regular bail is, accordingly, rejected.

However, the trial court is directed to expedite the trial and try to conclude it as early as possible.

(Vinod Kumar Sinha, J)

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