

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.46869 of 2016

Arising Out of PS.Case No. -85 Year- 2015 Thana -BAIKUNTHPUR District- GOPALGANJ

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Mukesh Rai, Son of Bhuneshwar Rai, Resident of Village- Allepur, Post
Rajapatti, P.S. Baikunthpur, District- Gopalganj.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Sudhir Kumar Singh

For the Opposite Party/s : Mr. Sri Binod Kumar 2

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA
ORAL ORDER

5 20-04-2017

Heard both sides.

The petitioner apprehends his arrest in
Baikunthpur PS case no. 85 of 2015 registered for the offences
punishable under Sections 414, 411 of Indian Penal Code and
25(1-b) a, 26 and 35 of Arms Act.

It is alleged that the informant has got information
that jwelleries and motorcycle were robbed from one businessman
namely Baliram Sah. During course of investigation, the police
apprehended one Sagar Manjhi and from his possession, many
looted articles were recovered. Sagar Manjhi confessed his guilt
and disclosed the name of the petitioner.

Learned counsel for the petitioner submits that
save and except the confessional statement of Sagar Manjhi, there



is no any material against the petitioner. It is further submitted that informant has disclosed that he is well acquainted with the petitioner and he was not participated in the robbery.

From perusal of the record, it appears that at the time of occurrence, petitioner was accompanying Sagar Manjhi and Sagar Manjhi disclosed the entire facts and on his confession, the said looted articles were recovered from the possession of petitioner.

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

(Prabhat Kumar Jha, J.)

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