

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.1848 of 2017

Arising Out of PS.Case No. -311 Year- 2011 Thana -BIDUPUR District- VAISHALI(HAJIPUR)

Prakash Sharma Son of Sagar Sharma Resident of Village- Kaismpur, P.S.-
Nayagaon, District- Begusarai. Petitioner

Versus

The State of Bihar Opposite Party

Appearance :

For the Petitioner/s : Mr. Nakul Kumar Jamuar

For the Opposite Party/s : Mr. Sri Rana Randhir Singh

**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA**

ORAL ORDER

3 10-02-2017 Heard learned counsel for the petitioner and learned
counsel representing the State.

The petitioner seeks bail in connection with Bidupur P.S.
Case No. 311 of 2011 registered for the offences punishable under
Sections 420, 468, 471 of the Indian Penal Code.

Allegedly, after changing ATM card of the informant
amount of Rs. 4,76,374/- was withdrawn and after inquiry it
transpired that in the account of the petitioner amount was
deposited.

Submission is of false implication and that the petitioner
has lodged information as the ATM card of the petitioner was also
changed by some other person vide annexure-2. The petitioner has
been implicated with oblique motive, only on suspicion he has
been implicated and is suffering in custody since 14.09.2016 and
as such the petitioner deserves sympathetic consideration.



Learned APP opposes the prayer of bail by submitting that the petitioner has committed the crime and in his account Rs. 1,95,000/- was transferred, further the petition filed by the petitioner vide annexure-2 appears manufactured one and as such the petitioner does not deserve bail.

In the facts and circumstances stated above, considering the allegation attributed against the petitioner, at present, this Court is not inclined to enlarge the petitioner on bail, accordingly, his such prayer stands rejected.

However, the petitioner may renew his prayer of bail after remaining further six months in custody.

(Jitendra Mohan Sharma, J)

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