

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.57241 of 2017

Arising Out of PS. Case No.-243 Year-2017 Thana- CHANPATIA District- West Champaran

Manir Ansari S/o Madish Baitha, R/o Village- Durganagar, P.S.- Chanpatia,
District- West Champaran. Petitioner

Versus

The State of Bihar Opposite Party

Appearance :

For the Petitioner/s : Mr. Umesh Chandra Verma
For the Opposite Party/s : Mr. SMT. ANITA KUMARI SINGH
For the Informant : Mr. Sanjeev Kumar, Advocate
Mr. Krishna Kant Singh, Advocate

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

ORAL ORDER

3 16-01-2018 Heard learned counsel for the petitioner and learned APP
for the State.

The petitioner apprehends his arrest in connection with
Chanpatia P. S. Case No. 243 of 2017 registered for the offences
punishable under Sections 341, 323, 324, 307, 379, 504/34 of
the Indian Penal Code.

Allegedly, the petitioner and other co-accused caught the
informant and his brother Maheshwar Ojha and the petitioner
started snatching bag containing cash of Rs. 26,000/- which was
the sale proceed of fertilizer shop and when the informant was
not handing over the bag, co-accused Jubair Ansari started
assaulting the informant with iron rod and the petitioner gave
Daab blow on the head of Maheshwar Ojha, the brother of the
informant causing serious injuries and further snatched the bag
from the informant containing cash and handed over to co-



accused Dil Kalam. Further Jubair Ansari snatched gold chain and ring, the condition of Maheshwar Ojha is serious and he has been referred to P.M.C.H. in unconscious state.

Submission is of false implication and that there is case and counter case, the petitioner is a man of means, there is no chance of his absconding or tampering with prosecution evidence and as such the petitioner deserves sympathetic consideration.

Learned APP duly assisted by learned counsel for the informant opposes the prayer of pre-arrest bail by submitting that Maheshwar Ojha has received grievous injuries vide paragraph 31 of the case diary. Against the petitioner there is specific allegation for assaulting Maheshwar Ojha on his head and also for snatching cash of Rs. 26,000/-.

In the facts and circumstances stated above, considering the allegation attributed against the petitioner, this Court is not inclined to grant privilege of pre-arrest bail to the petitioner and accordingly, his such prayer stands rejected.

(Jitendra Mohan Sharma, J)

avin/-

U		T	
---	--	---	--

