

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.565 of 2019

Arising Out of PS. Case No.-339 Year-2018 Thana- KAJI MUHAMMADPUR District-
Muzaffarpur

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Md. Babloo @ Mohammad Ibran @ Abdul Ibran aged about 30 years,
Gender- Male, Son of Late Abdul Kaum, Resident of Mohalla- Maripur,
Seikh Toli, P.S.- Kazi Mohammadpur, District- Muzaffarpur

... .. Petitioner

Versus

The State Of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner : Mr. Indrajeet Bhushan, Advocate
For the Opposite Party : APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

2 31-01-2019 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner apprehends his arrest for the offences
alleged under Sections 414 and 401 of the Indian Penal Code
registered in connection with K.M.P. (Kazi Mohammadpur) P.S. Case
No. 339 of 2018.

3. It is submitted that the petitioner has been falsely
implicated and as a matter of fact, recovery of the motor-cycle in
question has not been made from the house of the petitioner but in
front of the road. The petitioner has been implicated merely on the
extra-judicial confession of co-accused Tinku Kumar @ Sumit
Sahnal from whom recovery of one motor-cycle has been made.
None has come forward to claim the ownership of the motor-cycle
recovered near the petitioner's house as stolen property.

4. Having regard to the nature of accusations and gravity
of offence alleged, as well as criminal antecedents of the petitioner,
this Court is not inclined to grant anticipatory bail to him. The
anticipatory bail petition stands dismissed.



5. If the petitioner surrenders and seeks regular bail before the learned trial Court the same shall be considered on its own merit in accordance with law expeditiously and without being prejudiced by any observation in the present order.

BT/-

(Vikash Jain, J)

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