

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.7769 of 2019

Arising Out of PS. Case No.-56 Year-2018 Thana- PATEPUR District- Vaishali

Sunil Sahni, Son of- Late Nand Lal Sahni Resident of village-Chak Nasir,
P.S.- Patepur, District- Vaishali.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Anil Kumar
For the Opposite Party/s : Mrs.Pushpa Sinha

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 15-02-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner is apprehending his arrest in a case
registered under Sections 414/34 of the Indian Penal Code.

The prosecution case, in short, is that the accused
persons on seeing the police party started fleeing away and on
chase some of them were apprehended and from certain stolen
articles were recovered.

It has been submitted on behalf of the petitioner that
the petitioner has got no criminal antecedent. There is no
allegation of tampering of witnesses alleged against the
petitioner. The petitioner has falsely been implicated in the
present case. There is no compliance of Section 100 of the
Cr.P.C. in the present case. The case is triable by the Magistrate.



On behalf of the State, it is submitted that the petitioner is named in the F.I.R. The stolen motorcycle is said to have been recovered from the house of the petitioner.

Considering the aforesaid facts and circumstances, I am not inclined to grant anticipatory bail to the petitioner. Prayer is rejected. However, if the petitioner surrenders in the Court below and pray for bail, the same shall be considered on its own merit without being prejudiced by this order.

(Sudhir Singh, J)

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