

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.22444 of 2019

Arising Out of PS. Case No.-13 Year-2016 Thana- RAMGARHWA District- East Champaran

Nazir Miyan @ Md. Nazir @ Najir Ansari @ Md. Nazir Miyan, Son of Md. Islam @ Gulden Miyan Resident of Village- Kajipura, P.S.- Piprakothi, District- East Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Umesh Chandra Verma
For the Opposite Party/s : Mr.Rabindra Kumar

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 14-05-2019 This is an application for grant of anticipatory bail in connection with Ramgarhwa P.S. Case No.13 of 2016 disclosing offences under Sections 395 and 397 of the Indian Penal Code.

According to the prosecution case, a Tanker bearing registration No.NA4KH3152 loaded with 20,000 liters diesel was captured by the accused persons and on the point of pistol looted away the loaded tanker and later on tanker was recovered and some accused persons were arrested. In the confessional statement of the accused persons, name of the petitioner surfaced.

Submission of the learned counsel for the petitioner is that petitioner has no criminal antecedent and as such, except the confessional statement there is nothing against the petitioner.

Heard learned A.P.P. also who has opposed the prayer



for bail on the ground that the materials collected during the course of investigation the active participation of the petitioner was found in the confessional statement of the accused persons.

Having heard both sides, in view of the facts and circumstances, as stated above, I am not inclined to grant privilege of anticipatory bail to the petitioner, however, the petitioner may move before the learned court below for regular bail.

With the aforesaid, this application is dismissed.

(Vinod Kumar Sinha, J)

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