

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38593 of 2019

Arising Out of PS. Case No.-384 Year-2018 Thana- MUFFASIL District- West Champaran

PAWAN KUMAR Son of Sri Mohan Sah Resident of Village - Khasuar, P.S.-
Bettiah Muffasil, Distt - West 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.Shaheen Begum

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

3 18-09-2019 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 of the Indian Penal Code, registered
in connection with Bettiah Muffasil P.S. Case No. 384 of 2018.

3. It is submitted that the petitioner has been falsely
implicated and the accusation is that he was involved in
commission of theft of stolen motor-cycle and keeping the same
at the house of his maternal uncle Sanjay Kumar Jaiswal. It is
submitted that except suspicion, there is no objective material
to connect the petitioner with the alleged occurrence. The
petitioner claims clean antecedents.

4. Learned APP, on the other hand, submits from the
case diary that the stolen motor-cycle has been recovered from



the house of the petitioner's maternal uncle, Sanjay Kumar Jaiswal and witnesses have supported the prosecution case.

5. Having regard to the nature of accusations and gravity of offence alleged, this Court is not inclined to grant the privilege of anticipatory bail to the petitioner. The anticipatory bail petition stands dismissed.

6. If the petitioner surrenders and seeks regular bail before the learned court below, the same shall be considered on its own merit in accordance with law and without being prejudiced by any observation in the present order.

(Vikash Jain, J)

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