

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.53953 of 2019

Arising Out of PS. Case No.-190 Year-2018 Thana- MAHARAJGANJ District- Siwan

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PRAKASH KUSHWAHA @ PRAKASH KUMAR @ PRAKASH
UPADHYAY Son of Krishna Kushwaha @ Krishnaje Upadhyay Resident of
Village - Mardanpur, P.S.- Daraunda, District - Siwan.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Harendra Prasad

For the Opposite Party/s : Mr.Syed Ehteshamuddin

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 28-08-2019 Petitioner seeks bail in anticipation of his arrest in

connection with Maharajganj P.S. Case No. 190 of 2018

registered for the offences punishable under Sections 413, 414

and 34 of the Indian Penal Code.

Prosecution case is that police raided the house of the
petitioner, from where one motorcycle was recovered and
petitioner failed to produce any paper.

Submission of learned counsel for the petitioner is
that there is no material to show that the motorcycle is stolen
one, as such no case under Section 414 IPC is made out against
him and investigation is going on and petitioner has no criminal
antecedent.

Heard learned APP, who has opposed the prayer for



anticipatory bail stating that there is prima facie case against the petitioner.

In view of above facts and circumstances, I am not inclined to grant the privilege of anticipatory bail to the petitioner. He may surrender and pray for regular bail.

This application is, accordingly, dismissed.

(Vinod Kumar Sinha, J)

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