

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.79167 of 2018

Arising Out of PS. Case No.-96 Year-2018 Thana- ABADPUR District- Katihar

Parwez S/O Rajiuddin @ Machara Residents of Village- Bhawanipur, P.S.-
Abadpur, District- Katihar

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sharda Nand Mishra

For the Opposite Party/s : Mr.Sri Aditya Narayan Singh 1

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 25-01-2019 Heard both sides.

The petitioner apprehends his arrest in Abadpur P.S.
case No. 96 of 2018 registered under Section 379/411 of the
Indian Penal Code.

The informant alleged that while he was returning
after dropping Babul Garage Baka in his house four persons on
two bikes came and snatched mobile from his possession. On
alarm the villagers caught two persons, Samimullah and Md.
Rakesh Alam who disclosed the name of Mister and Parwej, the
petitioner, as the persons who managed to flee away.

The learned counsel for the petitioner submits that
one mobile was snatched which was recovered from the
possession of Md. Rakesh Alam. There is no allegation against
the petitioner. Md. Rakesh Alam disclosed the name of



petitioner but it appears that while Md. Rakesh Alam and others fleeing away, he and Shamimullah were apprehended by the villagers and from the possession of Md. Rakesh Alam snatched mobile was recovered. Md. Rakesh Alam on the spot disclosed the name of petitioner.

Considering the facts aforesaid and nature of allegation made against the petitioner, I am not inclined to enlarge the petitioner on anticipatory bail. Accordingly, the same is rejected.

If the petitioner surrenders the learned court below shall consider the prayer for regular bail of the petitioner on its own merit without being prejudiced from the order of this court.

(Prabhat Kumar Jha, J)

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