

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.1254 of 2020

Arising Out of PS. Case No.-289 Year-2019 Thana- LAHERIMUHALLA District- Nalanda

1. Jonny Kumar Yadav @ Jonny Kumar, S/o Jhulan Yadav R/o village- Musapur Zorabganj, P.S.- Korha, District- Katihar
2. Rajat Kumar S/o Bishram Yadav R/o village- Musapur Zorabganj, P.S.- Korha, District- Katihar

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjay Kumar No 7

For the Opposite Party/s : Mr.Bhanu Pratap Singh

CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR MISHRA

ORAL ORDER

2 23-01-2020 Heard learned counsel for the petitioners and learned counsel for the State.

The petitioners seek bail in connection with Laheri P.S. Case No. 289 of 2019, registered under Sections 392 and 412 of Indian Penal Code, pending in the Court of learned Chief Judicial Magistrate, Nalanda Bihar Sharif.

The accusation is that informant Devendra Prasad, after withdrawing cash of Rs. Five Lakh from Bank of India, Machli Mandi, Ramchandrapur branch, proceeded towards bus stand, in the meantime, two persons came behind him and snatched the bag containing cash of Rs. Five lakh. On raising alarm, Police patrolling party came there and on chase, both were apprehended, who disclosed their names Jonny Kumar



and Rajat Kumar (Petitioners). On search, bag containing cash was found from the possession of Jonny Kumar (Petitioner No.1) as well as pistol and cartridge were also recovered from their possession. Thereafter, both were handed over to the Police personnel.

Learned counsel appearing on behalf of the petitioners submits that petitioners have no criminal antecedent, except. Laheri P.S. Case No. 290 of 2019, registered under Section 25(1-b)a, 26 and 35 of the Arms Act, but both are on bail in that case. The petitioners are in custody since 31.07.2019.

Having considered the facts and circumstances of the case and nature of allegation, I am not inclined to enlarge the petitioners on bail. Accordingly, the prayer for bail of the petitioners, above named, is rejected. However, learned Chief Judicial Magistrate, Nalanda, Bihar Sharif is directed to conclude the trial of the petitioner within four months by taking all effective steps. If the trial of the petitioner is not concluded within the aforesaid period of four months, the petitioner would be at liberty to renew his prayer for bail.

(Rajendra Kumar Mishra, J)

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