

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.24463 of 2021**

Arising Out of PS. Case No.-425 Year-2018 Thana- TAJPUR District- Samastipur

Rakesh Sahni Son Of Ashok Sahni Resident Of Village - Ahmudpur, P.S.-  
Tajpur (O.P.), Distt.- Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Niranjan Parihar

For the Opposite Party/s : Mr. Dilip Kumar No. 1

**CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN**  
**ORAL ORDER**

2      17-08-2021      Heard learned counsel for the petitioner and learned A.P.P. for  
the State through virtual court proceeding.

Learned counsel for the petitioner undertakes to remove the  
defects within four weeks of resumption of normal court proceeding.  
In the eventuality of non-removal of defects within undertaken  
period, the office will place the matter before the Bench.

The petitioner seeks bail in connection with Tajpur P.S. Case  
No. 425 of 2018 registered for the offence punishable under Section  
392 of the Indian Penal Code.

Allegation against the petitioner is that petitioner in  
association with other accused persons on the point of pistol looted  
Rs. 3,12,600/- from the informant who is an employee of finance  
company while he was returning back after collecting loan amount  
from different persons. It is alleged that they also snatched one  
mobile phone and motorcycle of the informant and fled away.

It is submitted by learned counsel for the petitioner that



petitioner has falsely been implicated in this case and has not committed any offence as alleged in the FIR. No such occurrence as alleged ever took place. No incriminating article has been recovered from his conscious physical possession. He submits that petitioner is not named in the F.I.R. and no T.I. parade has been done till date in this case. He submits that only on suspicion petitioner has been made accused in the present case. The allegation levelled against the petitioner is not specific rather general and omnibus in nature. The petitioner has four criminal antecedents as has been mentioned in para 3 of this bail petition and he is languishing in custody since 26.06.2020.

Learned APP for the State opposed the bail petition.

In the facts and circumstances of the case and considering the criminal antecedents of the petitioner, I am not inclined to grant privilege of bail to the petitioner in connection with Tajpur P.S. Case No. 425 of 2018 to the satisfaction of Learned A.C.J.M., Samastipur.

Accordingly, prayer for bail of the petitioner is hereby rejected.

However, petitioner may renew his prayer for bail **after framing of charge.**

**(Anjani Kumar Sharan, J)**

GAURAV S./-

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