

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37680 of 2021

Arising Out of PS. Case No.-40 Year-2017 Thana- MEDNI CHAUKI District- Lakhisarai

VIKAS SAH @ VIKAS RAJ @ VIKAS SAW Son of Jagdish Sah Resident of
Village- Nayagaon, P.S.- Kotwali, District- Munger.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Jyoti Ranjan Jha
For the Opposite Party/s : Mr.APP.

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 08-12-2021 Heard learned counsel for the petitioner and learned
counsel for the State.

Petitioner seeks bail in connection Medini Chowki P.S.
Case no. 40 of 2017 dated 09. 06.2017 registered for the offence
punishable under section 392 of the Indian Penal Code.

Learned counsel for the petitioner submits that
petitioner is in custody since 12.02.2021 and is person with
clean antecedent and charge sheet has been submitted. Learned
counsel for the petitioner submits that the informant in the FIR
alleges that he had purchased a car (Tata Indigo) and had given
to OLA. Further on 8.9.2017 car was hired by a person for
going to Lakhisarai and the informant was asked to bring an
officer from airport, accordingly, informant reached airport and
took the person who hired the car along with another person



both aged about 30-35 years, further at 9.30 p.m., they reached Lakhisarai and purchased three Littis and gave it to the informant also, thereafter, it is alleged that at about 12 they gave Maza to the informant to drink and it is alleged that after drinking Maza informant started becoming unconscious and in a delirious state saw that one person started driving car, thereafter it is alleged that petitioner regained consciousness, he found himself tied and the accused had fled away with car. Learned counsel for the petitioner submits that from perusal of the allegation as alleged in the FIR, it would manifest that admittedly, all three accused persons were sitting in the car with the informant as such informant was knowing them as two of the accused had boarded from Lakhisarai to Patna and another accused sat in the car at Lakhisarai. Learned counsel submits that FIR was against unknown and name of this petitioner transpired during course of investigation as mobile of the informant was found in his possession. Learned counsel submits that if the petitioner had committed the offence he would never kept the mobile of the informant with himself rather he had purchased the said mobile without knowing that it was a stolen mobile. Learned counsel submits that petitioner has been arrested on 12.02.2021 but till date he has not been put on TI



parade, it is submitted that had petitioner been put on TI parade, the informant could have identified whether petitioner was person or not who had accompanied him in the car.

Learned APP opposes the prayer for bail.

Considering the facts that petitioner is in jail custody and till date he has not been put on TI parade, the petitioner is directed to be released on bail on furnishing bail bonds of Rs 20,000/- (twenty thousand) with two sureties of the like amount each to the satisfaction of the Addl. Chief Judicial Magistrate II, Lakhisarai in Medini Chowki P.S. Case no. 40 of 2017.

(Satyavrat Verma, J)

s.hassan/-

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