

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31806 of 2020

Arising Out of PS. Case No.-301 Year-2019 Thana- LALGANJ District- Vaishali

Ranjan Paswan, aged about 25 years (Male), S/o Late Jaymanagal Pasawan
Resident of Daud Nagar, Jangli Tola, P.S.- Vaishali, District- Vaishali at
Hajipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Anish Chandra, Advocate
For the State : Mr. Bharat Bhushan, APP

CORAM: HONOURABLE MR. JUSTICE AHSANUDDIN AMANULLAH
ORAL JUDGMENT

Date : 20-02-2021

Heard Mr. Anish Chandra, learned counsel for the
petitioner and Mr. Bharat Bhushan, learned Additional Public
Prosecutor (hereinafter referred to as the 'APP') for the State.

2. The petitioner apprehends arrest in connection with
Lalganj PS Case No. 301 of 2019 dated 23.08.2019, instituted
under Section 379 of the Indian Penal Code.

3. The petitioner, though not named in the FIR, is
alleged to have stolen the pick-up van of the informant on which
there was paint worth Rs. 2,86,416/-.

4. Learned counsel for the petitioner submitted that
besides not being named in the FIR, during investigation, he has
been made accused based on the recovery from the house which
does not belong exclusively to the petitioner as it is a joint



property.

5. Learned APP submitted that against the petitioner there is one criminal antecedent and further that the recovery having been made from the house of the petitioner, plea of jointness can only be determined during trial, upon the evidence being adduced, but for the present, a reasonable suspicion is created against the petitioner being one of the culprits.

6. Having considered the facts and circumstances of the case and submissions of learned counsel for the parties, the Court is not inclined to grant pre-arrest bail to the petitioner.

7. Accordingly, the application stands dismissed.

(Ahsanuddin Amanullah, J)

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