

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.32664 of 2020

Arising Out of PS. Case No.-143 Year-2020 Thana- PIPRA District- Supaul

SUBHASH KUMAR S/o Prabhu Yadav Resident of Village-Bagewa, P.S.-
Kishanpur, District-Supaul.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Prafull Chandra Thakur, Adv.

For the Opposite Party/s : Mr. Umesh Lal Verma, Adv.

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 19-01-2021 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner seeks bail in a case registered for the
offence punishable under Section 392 of the Indian Penal Code.

Prosecution case as lodged by the informant is that
after withdrawal of cash from the ATM when he was returning
home, one black Apache without number plate came there in
which there are three riders. It is alleged that on pistol point,
they have looted total money, two mobile, ATM card and Adhar
Card and also key of motorcycle.

It has been submitted on behalf of the petitioner that
petitioner is innocent and has been falsely implicated in this
case. He submits that petitioner is not named in the FIR and he
has been implicated in this case on the basis of confessional



statement of co-accused namely Amit Kumar. He further submits that the petitioner is in custody since 14.06.2020 without any fault.

However, learned APP for the State vehemently opposes the prayer for bail and submits that there is recovery of SBI, ATM card and PAN Card from the possession of the petitioner as stated in para-22 of the case diary.

Considering the facts and circumstances of the case, I am not inclined to enlarge the petitioner on bail. Accordingly, his payer for bail is rejected at present in connection with Pipara P.S. Case No. 143 of 2020 pending before the court of the learned C.J.M., Supaul.

Accordingly, the application is dismissed.

(Anjani Kumar Sharan, J)

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