

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.36861 of 2020

Arising Out of PS. Case No.-184 Year-2020 Thana- MADHUBAN District- East Champaran

SONU KUMAR SON OF SATYA NARAYAN SAHANI RESIDENT OF
VILLAGE AND P.O. BISHUNPUR PATTI, PS- SAHEBGANJ, DISTRICT-
MUZAFFARPUR .

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rakesh Ranjan

For the Opposite Party/s : Mr. Yogendra Kumar

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 01-03-2021 Heard learned counsel for the petitioner and learned
APP for the State.

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 a case registered for the
offence punishable under Section 420/34 of the Indian Penal
Code.

The prosecution case, in brief, is that the petitioner
is said to have exchanged the ATM card of the informant in the
Kiosk and was apprehended in course of escaping.



It is submitted by learned counsel for the petitioner that no such occurrence as alleged ever took place. He is quite innocent and has been falsely implicated in this case. No incriminating article has been recovered from his conscious physical possession. It is further submitted that Section 420 of the Indian Penal Code is not being attracted against the petitioner because no cheating was held rather the fact is that on maintaining row at ATM Kiosk a hot exchange was made in between the parties and the informant has lodged this false and frivolous case against the petitioner. The allegation levelled against the petitioner is not specific rather general and omnibus in nature. The petitioner has no criminal antecedent and has been languishing in custody since 17.06.2020.

Learned APP for the State opposed the bail petition.

In the facts and circumstances of the case, I am not inclined to enlarge the petitioner on bail. The prayer for bail is hereby rejected.

(Anjani Kumar Sharan, J)

Trivedi/-

U		T	
---	--	---	--

