

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.36902 of 2020**

Arising Out of PS. Case No.-113 Year-2020 Thana- JOKIHAT District-
Araria

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Mahtab Alam @ Mahtab S/o Late Aiyub R/o village- Baghmara, P.S.-
Jokihat, District- Araria

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner : Mr. Mukesh Kumar Rana, Advocate
For the State : Mr. Pradip Narain Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

2 02-02-2021 Heard learned counsel for the petitioner and learned
APP for the State. Learned counsel for the petitioner has filed an
undertaking to remove all defects pointed out by the Stamp
Reporter as and when required. It is accordingly directed that all
defects pointed out by the Stamp Reporter be removed within
one month hereof.

2. The petitioner is in custody since 17.08.2020 in
connection with Jokihat P.S. Case No. 113 of 2020 for the offences
alleged under Sections 379, 382, 511/34 of the Indian Penal
Code.

3. It is submitted that the petitioner has been falsely
implicated in connection with attempt to commit theft in the
godown of the informant. It is submitted that a petty dispute
arose between the parties in course of purchasing goods from the



kirana shop of the informant.

4. Learned APP, on the other hand, opposes the bail petition, submitting that the petitioner tried to escape on motorcycle by pointing pistol, but on being accosted by the informant, managed to escape leaving the motorcycle behind, which has been recovered from the spot. The petitioner is accused in four prior cases of similar nature.

5. Having regard to the nature of accusations, gravity of the offence alleged as well as criminal antecedents of the petitioner, this Court is not inclined to grant the privilege of bail to the petitioner. The bail petition stands dismissed.

6. Office shall follow-up to ensure that all defects are removed and compliance with the notices of this Court are made by the petitioner within the stipulated time provided in para-1 hereinabove, failing which the matter shall be brought to the notice of this Court.

(Vikash Jain, J)

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