

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39774 of 2020

Arising Out of PS. Case No.-101 Year-2020 Thana- AURAI District- Muzaffarpur

Subodh Sahni, aged about 22 years, Male, Son of Bhag Narayan Sahni,
Resdient of Village- Barhad Tola, P.S.- Hathauri, District- Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Raju Kumar, Advocate

For the Opposite Party/s : Mr.A.G

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 10-02-2021 Learned counsel for the petitioner is permitted to
remove the defect within four weeks.

Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner seeks bail in connection with Aurai P.S.
Case No. 101 of 2020 registered for the offence punishable
under Section 392 of the Indian Penal Code.

As per the F.I.R., prosecution case is to the effect that
on 08.05.2020, the informant namely Shishir Kumar who is
allegwed to run C.S.P. Centre of State Bank of India, had gone
to S.B.I. Branch Aurai by his motorcycle, accompanied by his
co-villager Bal Mukund (who happens to be his business partner
in running the said C.S.P.), to withdraw Rs.4,50,000/- for his
C.S.P. Centre. And while he was returning back to his C.S.P.



Centre by his motorcycle after withdrawal of the said amount, then at about 4.00 p.m on the way near bridge situated in between Sasauli and Simri he was intercepted by the motorcycle-borne three unknown miscreants who inflicted assault upon him (informant) and at gun point, snatched the said amount of Rs.4,50,000/- from his possession.

Learned counsel for the petitioner submits that the petitioner has falsely been implicated in the present case. He further submits that one mobile has been recovered from conscious possession of the petitioner. He further submits that similarly situated co-accused Upendra Sahni has been granted bail by a Co-ordinate Bench of this Court vide order dated 13.11.2020 passed in Cr. Misc. No.28944 of 2020. He further submits that till date, no T.I.P. has been conducted and he further submits that a sum of Rs.50,000/- has been recovered from the co-accused, namely, Umesh Sahni, who has been granted bail by this Co-ordinate Bench of this Court. He further submits that the petitioner has got no any criminal antecedent.

Learned A.P.P. for the State opposed the bail petition.

Learned court below is directed to verify the criminal antecedent of the petitioner and if there is no criminal antecedent, petitioner should be released on bail on furnishing



bail bond of Rs. 25,000/- (twenty five thousand) only with two sureties of the like amount each to the satisfaction of learned A.C.J.M. 13th, Muzaffarpur in connection with Aurai P.S. Case No. 101 of 2020.

(Anjani Kumar Sharan, J)

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