

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.6430 of 2021

Arising Out of PS. Case No.-114 Year-2020 Thana- PRATAPGANJ District- Supaul

MD. RAJU S/o Md. Rafik Resident of Village- Dallu Tola, Ward No.-18
Forbesganj, Distt- Araria.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Anil Prasad Singh

For the Opposite Party/s : Mr. Mukeshwar Dayal, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 15-04-2021 This matter is taken up for consideration through

Video Conferencing under the orders of Hon'ble the Chief

Justice.

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

The petitioner seeks bail in Pratapganj P.S. Case No.
114 of 2020, registered for the offence punishable under Section
392 of the Indian Penal Code.

As per the prosecution case, on the alleged date of
occurrence, while the informant and driver were returning after
collection of dues amount of Rs. 49 lakhs kept in bag from Victa
Bajaj vehicle, on the way, four miscreants boarded on a pick up
van intercepted the vehicle and got down and thereafter, they
demanded cash. It is further alleged that they assaulted the
informant and his driver by fists and slaps and also snatched bag



containing cash, key of vehicle. They also took out mobile, photo copy of Aadhar Card, cash of Rs. 5,000/- from the pocket of shirt of informant and one bag containing his clothes and fled away.

It is submitted on behalf of the petitioner that petitioner is not named in the FIR. Name of this petitioner has come in this case on the basis of confessional statement of co-accused. No incriminating article has been recovered from his possession except cash of Rs. 5,000/-. Petitioner has not been put on TIP till date. Petitioner is in custody since 26.08.2020 having no criminal antecedent, as stated in para 3 of the petition.

Counsel for the State however, vehemently opposed the prayer for bail and submitted that Aadhar Card of the informant, cash of Rs. 5,000/- and clothes of informant were recovered from the house of this petitioner.

Considering the fact that looted articles were recovered from the house of this petitioner, I am not inclined to enlarge the petitioner above-named on bail. Accordingly, the same is rejected.

(Prabhat Kumar Singh, J)

vinita/-

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

