

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21149 of 2022

Arising Out of PS. Case No.-50 Year-2019 Thana- MAIGRA District- Gaya

SAHABUDDIN AHMAD KAZI @ SONU KHAN SON OF S.A.QUAZI R/O
MOHALLA- GEWAL BIGHA, NEAR MUNNI MASJID, P.S.- CIVIL
LINES, DISTRICT- GAYA

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr. Nirmal Kumar Sinha, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 02-11-2022 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

Let the defect(s), if any, be removed within a period
of four weeks.

The petitioner apprehends his arrest in a case
registered for the offence punishable under Section 392 of the
Indian Penal Code.

Learned counsel for the petitioner submits that
petitioner is a person with clean antecedent.

The informant, who is the driver of a Hywa vehicle,
whose owner is Sanoj Gupta, alleges that when he was returning
from Biraj after unloading his Hywa and reached near Kalidah
Bridge then one Bolero came and intercepted the Hywa. It is
further alleged that the accused persons on the point of pistol



took away the Hywa along with mobile and cash and dropped the informant at Chak Manatu.

Learned counsel for the petitioner submits that petitioner has been falsely implicated in the present case. It is further submitted that FIR is against unknown and during the course of investigation some accused persons were arrested and in their confessional statement the name of the petitioner transpired as purchaser of the looted Hywa. It is next submitted that though in the investigation at para 23 of the supplementary case diary it is recorded that petitioner has purchased the looted Hywa but then the same was not recovered from his house or possession. Learned counsel also submits that petitioner is aged about 42 years and is a person with clean antecedent and all of a sudden based on the confessional statement he has been made a criminal.

Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioner.

Considering the submissions made by the learned counsel for the petitioner, the petitioner above-named, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/-



(Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/successor court in connection with Maigra P.S. Case No. 50 of 2019, subject to the conditions as laid down under Section 438 (2) of the Cr.P.C. and further one of the bailors of the petitioner shall be his father, namely, S.A. Quazi.

(Satyavrat Verma, J)

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