

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.30950 of 2021

Arising Out of PS. Case No.-123 Year-2020 Thana- SAKRA District- Muzaffarpur

RAVI KUMAR @ ADARSH KUMAR SON OF SURERNDRA PODDAR
R/O VILLAGE- DHOLI BAZAR (SHAMBHUNATHPUR), P.S.- SAKRA,
DISTRICT- MUZAFFARPUR.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr. Ram Priya Sharan Singh, APP.

CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL ORDER

2 18-01-2022 Heard Mr. Bhavesh Kumar, learned counsel for the

petitioner and Mr. Ram Priya Sharan Singh, learned APP for the

State.

The petitioner seeks bail in anticipation of his arrest in
connection with Sakra P.S. Case No. 123 of 2020 instituted for
the offence under Sections 356/379/34 of the Indian Penal Code.

Though the petitioner has been named in the F.I.R. as
one of the accused persons who snatched the mobile of the
informant, but his name has been provided to the informant by
local people from whom he had inquired about the identity of
the mobile snatcher.

The learned counsel for the petitioner has submitted
that, in the first instance, the accusation against the petitioner is
false, as it is based on his name having been taken by



bystanders.

Apart from this, it has been submitted that till date, the number of the mobile telephone or its IMEI number has not been disclosed to the police. This makes the entire accusation absolutely imaginary.

It has further been submitted that immediately after the present case was lodged, the petitioner was made accused in another case in which one Dharmendra Kumar was arrested with a fire arm weapon. On the basis of his confession, the petitioner was made accused in the aforesaid case namely Sakra P.S. Case No. 124 of 2020 instituted for the offence under the Arms Act.

In the aforesaid case, the prayer of anticipatory bail of the petitioner has been rejected by a Bench of this Court.

Considering this aspect of the matter, this Court does not consider it necessary to enlarge the petitioner in the present case on anticipatory bail, as the petitioner otherwise would be required to surrender in Sakra P.S. Case No. 124 of 2020.

For the reasons noted above, the prayer for anticipatory bail is rejected.

However, if the petitioner surrenders before the Court below and seeks bail, the aforesaid grounds shall be taken into



account by the court below and an order shall be passed without being prejudiced by the fact that the present anticipatory bail application on his behalf has not been entertained.

The application stands dismissed.

(Ashutosh Kumar, J)

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