

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25933 of 2022

Arising Out of PS. Case No.-869 Year-2021 Thana- SASARAM NAGAR District- Rohtas

DEEPAK YADAV S/o Rakesh Yadav R/o Vill- Naya Tola Jurabganj, P.S.-
Kodha, Dist- Katihar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Anup Kumar Pandey, Advocate
For the Opposite Party/s : Mr. Atul Chandra, APP

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

2 12-08-2022 Heard learned counsel for the petitioner and learned
APP for the State through video conferencing in view of the
COVID 19.

Let the defect(s), if any, as pointed out by the office
be removed within four weeks.

The petitioner is an accused in connection with
Sasaram Town P.S. Case No. 869 of 2021 under Section 392 of
the Indian Penal Code.

As per the prosecution story, the unfortunate
informant, who along with his wife Sushma Singh went to the
State Bank of India, Sasaram for withdrawing Rs. 6 lakhs and
the further allegation is that after withdrawal, as they reached
their home, the bag, his wife was holding, was snatched by the
accused persons and fled away towards Ara-Sasaram highway.



Because of the helmet, the informant could not recognize the accused persons but he did recorded in the FIR that both the persons were about 30 years old.

Subsequently, during the investigation, the police picked up this petitioner on the basis of the C.C. Tv. footage and upon his confession, the motorcycle allegedly used in the said robbery was recovered/seized from his house. He further in his confessional statement stated that he is a part of the inter-state gang that commits robbery. The said confessional statement of the petitioner can be fully corroborated with the fact that although he is the resident of Katihar, the cases he has incorporated in paragraph-3 of the bail application shows that he is accused in Naini (U.P.) P.S. Case No. 1463 of 2018 under Sections 392 and 411 of the Indian Penal Code as also Sahpur P.S. (Gorakhpur U.P.) Case No. 251 of 2020 again registered under Section 392 of the Indian Penal Code. Further the allegation in the FIR is/was that the accused persons were 30 years old also gets corroborated with the fact that the petitioner in his present bail petition stated that his age about 30 years.

Taking into account the aforesaid facts that Rs. six lakhs was robbed/looted from the unfortunate couple, who was supposed to use it for their important home purposes; on the



confessional statement, the motorcycle was recovered/seized from his house, criminal antecedent clearly shows that he is a part of the inter-state gang, this Court is not inclined to grant him the privilege of bail which is accordingly rejected.

(Rajiv Roy, J)

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