

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.36195 of 2022

Arising Out of PS. Case No.-53 Year-2022 Thana- KHIJARSARAI District- Gaya

SUBHASH KUMAR S/o Manoj Kumar Resident of Ramna Bigha, Harna,
P.S.- Khizarsarai, District- Gaya

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Dharmendra Kumar Sinha

For the Opposite Party/s : Mrs.Dr. Indihar Kumari

CORAM: HONOURABLE MR. JUSTICE ALOK KUMAR PANDEY
ORAL ORDER

2 17-10-2022 Let the defect(s), as pointed out by the office, be
removed within a period of four weeks from today.

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

The petitioner seeks bail in connection with
Khizarsarai P.S. Case 53/2022, registered for the offence
punishable under Section 392 of the Indian Penal Code.

As per prosecution case, informant alongwith his
brother-in-law were going to village-Bakthar to attend Barat but
in the way the petitioner and others accused persons surrounded
them and snatched motorcycle key, wrist watch and Rs.1100/-
from them.

Learned counsel for the petitioner submits that
petitioner is innocent and has falsely been implicated in this



case due to village politics. The petitioner is languishing in custody since 09.02.2022 and bears criminal antecedent of 06 cases in which he is on bail in all cases. There is no compliance of Section 100 Cr.P.C.

The learned A.P.P. for the State vehemently opposed the prayer for bail of the petitioner and submits that looted watch has been recovered from the possession of the petitioner.

Considering the facts and circumstances of the case, nature of allegation levelled against the petitioner and material available on record, I am not inclined to grant bail to the petitioner. Hence, prayer for bail of the petitioner stands rejected.

However, the petitioner may renew prayer for bail after six months, if there is no substantial progress in trial within stipulated period.

(Alok Kumar Pandey, J)

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