

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40562 of 2022

Arising Out of PS. Case No.-101 Year-2020 Thana- EKMA District- Saran

MUNNA MIYA @ MUNNA MIYAN @ MUNNA ANSARI Son of Usman
Miyan @ Suleman Miyan Resident of Village - Near Ekma Registry Officer ,
P.O.-Ekma , Distt.- Saran (Chapra)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ajay Kumar Tiwary

For the Opposite Party/s : Mr. Murlidhar

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 06-12-2022 Heard learned counsel for the petitioner and the State.

Petitioner apprehends his arrest in a case registered
for the offence punishable under Section 386/ 34 of the Indian
Penal Code.

As per the prosecution case, all the FIR named
accused persons, including this petitioner came to the Hardware
shop of informant and demanded extortion. It is further alleged
that this petitioner took out Rs. 5000/- from the cash box of the
informant.

Learned counsel appearing for the petitioner submits
that petitioner is innocent and has falsely been implicated in the
case due to village politics. It is further submitted that there is
delay of three days in lodging the FIR without any explanation.



The petitioner has never demanded any extortion from the informant.

Learned counsel appearing for the State opposes the prayer for anticipatory bail and submits that this petitioner came to the Hardware shop of informant and demanded extortion and also took out Rs. 5000/- from the cash box of the informant. Petitioner has got criminal antecedent of eight cases.

Considering the nature of accusation, gravity of the offence and criminal antecedent of petitioner, I am not inclined to enlarge the petitioner on anticipatory bail. Accordingly, the same is rejected.

(Prabhat Kumar Singh, J)

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