

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.50974 of 2021

Arising Out of PS. Case No.-59 Year-2017 Thana- AHIYAPUR District- Muzaffarpur

MD KHURSHID @ GUDDU Son of Md. Slim Resident of Village-
Kaparpura, P.S.- Kanti, District- Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Raju Kumar

For the Opposite Party/s : Mr.Mohammad Sufyan

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

3 16-05-2022 Heard the parties.

Petitioner seeks regular bail in connection with
Ahiyapur PS Case No. 59 / 2017, S.Tr. No. 205 / 2018
registered for the offence punishable under Section 392 of the
IPC.

As per the First Information Report some unknown
miscreants riding on a *Scorpio* overtook and intercepted the
Scorpio vehicle of the informant and looted his vehicle on gun
point.

Learned counsel for the petitioner submits that
petitioner is not named in the F.I.R. and he was arrested by the
police while a deal for sale of a *Safari* vehicle was being done



in the garage namely M/s Roshani Automobile along with looted *Scorpio* vehicle. The name of the petitioner also transpired in the confessional statement of the co-accused / Satyam Kumar who has been granted bail by a Bench of this court.

On the other hand, learned counsel for the State submits that petitioner has not disclosed correctly his criminal antecedents and from the case diary it appears that petitioner has four (04) criminal antecedents of similar nature of offence but the petitioner has disclosed only three (03) criminal antecedents in the main petition as well as in the supplementary affidavit and two cases which are mentioned in the case diary have not been disclosed by the petitioner in his respective petitions. He next submits that the co-accused / Satyam Kumar has been granted bail by a Bench of this court in second attempt. The petitioner is a history sheeter and does not deserve the privilege of bail.

Regard being had to the submissions made by the parties, taking into consideration the nature of allegation, the fact that petitioner has got criminal antecedents and he has been arrested along with the looted vehicle, as such, I am not inclined to grant regular bail to the petitioner at this stage.

The prayer for grant of regular bail is rejected.



However, the petitioner may renew his prayer for bail
after six months if the trial does not show any progress.

(Anil Kumar Sinha, J)

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