

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.58133 of 2021**

Arising Out of PS. Case No.-256 Year-2020 Thana- NARPATGANJ District- Araria

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LALO @ MUSTQUEEM Son of Md. Mokim Mian @ Md. Mokim Resident
of Village - Lalpur Goth, Ward No.- 14, P.S.- Birpur, District - Supaul

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Arun

For the Opposite Party/s : Mr.Ashok Kumar

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**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER**

3 24-03-2022 Heard learned counsel for the parties.

The petitioner seeks bail in a case registered for the
offence under Section 394 of the Indian Penal Code.

As per the prosecution case, this petitioner alongwith
three other miscreants riding on three motorcycles surrounded
the informant and assaulted him with the butt of pistol and
thereafter, snatching his motorcycle fled away. The petitioner
was identified on the spot.

It is submitted on behalf of petitioner that petitioner
has been falsely implicated in this case and by profession, he is
a motorcycle mechanic and earns his livelihood. No
incriminating article has been recovered from his possession.
Though, petitioner has got criminal antecedent, but in most of
the cases, his name has come in confessional statement.



Petitioner is in custody since 18.08.2020. Chargesheet has already been submitted.

However, learned A.P.P. for the State opposed the bail petition and submitted that petitioner has been duly identified by the informant and he has got criminal antecedent and he is accused in sixteen more cases.

Considering the aforesaid facts and circumstances as well as criminal antecedent of the petitioner, I am not inclined to grant bail to the petitioner and same is, accordingly, rejected.

(Prabhat Kumar Singh, J)

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