

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.52990 of 2022

Arising Out of PS. Case No.-493 Year-2021 Thana- SIWAN CITY District- Siwan

Ashish Kumar Tiwari Son Of Late Vijay Tiwari R/O Village- Santhi, P.S.-
Raghunathpur, District- Siwan

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Prabhakar Singh

For the Opposite Party/s : Mr.Shailendra Kumar Singh

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 13-12-2022 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

Learned counsel for the petitioner undertakes to
remove the defects within three weeks.

The petitioner is apprehending his arrest in a case
registered for the offence punishable under Sections 419, 420,
379/34 of the Indian Penal Code.

Learned counsel for the petitioner submits that the
petitioner is innocent and has been falsely implicated in this
case due to enmity. He submits that the petitioner has been made
accused in this case on the basis of confessional statement of co-
accused. He submits that there is no specific overt act against
the petitioner. He further submits that petitioner has no criminal
antecedent as stated in para-3 of this application.

Learned APP for the State opposes the prayer for



bail and submits that the petitioner is also involved in the present case.

Considering the facts and circumstances of the case, I am not inclined to enlarge the petitioner on bail. Accordingly, his prayer for anticipatory bail is rejected in connection with Siwan Town P.S. Case No. 493 of 2021.

However, if the petitioner surrenders before the learned court below within a period of six weeks from today and prays for regular bail, the same shall be considered by the learned court below on the same day.

(Anjani Kumar Sharan, J)

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