

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.70788 of 2021

Arising Out of PS. Case No.-114 Year-2021 Thana- CHAPRA TOWN District- Saran

Shikander Chaudhary @ Shikandar Kumar Chaudhry S/o Mote Chaudhry @
Ram Sahan Chaudhary, resident of Village- Bara Telpa, P.S.- Town Chapra,
District- Saran at Chapra.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Nawal Kishore Singh, Advocate

For the Opposite Party/s : Mr.Yogendra Kumar, APP

CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

2 07-07-2022 This application has been listed under the heading
“For Orders”.

Registry has pointed out several defects in the present
application.

Mr. Nawal Kishor Singh, learned counsel for the
petitioner submitted that the defects are mainly because only e-
filing of the applications are permitted by the Court. He
submitted that the defects can be removed only after filing of
hard copy is permitted. He undertook that even if the
applications are heard and disposed of on merit, in due course of
time, when the Court would permit filing of hard copy, the
defects pointed out by the registry would be removed.

In view of the submissions made by the learned



counsel for the petitioner, with consent of the parties, the application has been taken up for hearing on merit.

In the present application preferred under Section 438 of the Code of Criminal Procedure, the petitioner has prayed for grant of pre-arrest bail in connection with Chapra Town P.S. Case No.114 of 2021 registered for the offences punishable under Sections 414, 401/34 of the Indian Penal Code.

Considering that the petitioner is one of the named accused in a case registered *inter alia* under Section 414 of the Indian Penal Code in which eight stolen motorcycles were recovered from the possession of the accused persons, I am not inclined to grant him pre-arrest bail. The application for grant of pre-arrest bail is rejected.

In case the petitioner surrenders and seeks bail, the same shall be considered on its own merit without being prejudiced in any manner by this order.

(Ashwani Kumar Singh, J)

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