

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4807 of 2022

Arising Out of PS. Case No.-266 Year-2021 Thana- RANIGANJ District- Araria

MANOHAR MEHTA @ BRAJESH MEHTA S/o Surendra Mehta R/o
village- Ram Nagar, Bharna, Ward No. 09, P.S.- Nauhatta, District- Saharsa.
... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Pramod Mishra
For the Opposite Party/s : Mrs. Shaheen Begum

CORAM: HONOURABLE MR. JUSTICE ALOK KUMAR PANDEY
ORAL ORDER

3 27-07-2022 Let the defect(s), as pointed out by the office, be
removed within a period of four weeks from today.

Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner seeks bail in connection with Raniganj
P.S. Case No. 226/2021 registered for the offences punishable
under Sections 392, 411 of the Indian Penal Code.

As per prosecution case, on 31.08.2021 the informant
was coming from Tempoo and suddenly one person came on
motorcycle and snatched his mobile phone and fled away. After
sometime accused-petitioner caught and on search looted
mobile phone was recovered from his possession.

Learned counsel for the petitioner submits that
petitioner is innocent and has falsely been implicated in this
case. The petitioner is languishing in custody since 01.09.2021



and bears criminal antecedent of three cases in which two cases are of similar nature and in all cases he is on bail. Charge sheet has been submitted in this case and there is no likelihood of tampering with the prosecution evidence.

The learned A.P.P. for the State vehemently opposed the prayer for bail of the petitioner. He submits that the petitioner was apprehended red handed with looted mobile phone. In paras 15 and 16 of the case diary, the witnesses have supported the prosecution story.

Considering this aspect of the matter that the petitioner was apprehended red handed with alleged looted mobile phone, I am not inclined to grant bail to the petitioner. Hence, prayer for bail of the petitioner stands rejected.

However, if the trial is not concluded within nine months from the date of receipt/production of copy of this order, the petitioner may renew prayer of bail.

(Alok Kumar Pandey, J)

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