

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7459 of 2023

Arising Out of PS. Case No.-218 Year-2022 Thana- PATEPUR District- Vaishali

RAJA BABU Son of Kuldeep Rai R/V- Baligaun, PS- Baligaun Dist- Vaishali
... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Miritunjay Kumar

For the Opposite Party/s : Ms. Pushpa Sinha

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 08-05-2023 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner apprehends his arrest in Patepur P.S.
Case No. 218 of 2022 registered for the offences punishable under
Sections 379, 414, 420, 467, 468 and 34 of the Indian Penal Code
pending in the Court of learned Judicial Magistrate 1st Class,
Vaishali at Hajipur or Successor Court, Vaishali at Hajipur.

As per the prosecution case, on the basis of secret
information that two persons were getting two stolen vehicles
washed at service center, the informant along with other police
forces departed and reached the service center from where two
persons started fleeing, one of them was apprehended.

Learned counsel for the petitioner submits that no such
occurrence as alleged ever took place. He has been falsely
implicated in this case. The allegation levelled against the
petitioner is not specific rather general and omnibus in nature. He



submits that the name of the petitioner has been transpired in the present case on the basis of confessional statement of the apprehended person, namely, Vikash Kumar. The petitioner has got no criminal antecedent as mentioned in para-3 of the bail application.

Learned APP for the State vehemently opposing the bail petition submitted that the petitioner is also involved in the present case. Hence, he does not deserve privilege of anticipatory bail.

Considering the facts and circumstances of case and the nature of the offence, I am not inclined to enlarge the petitioner on anticipatory bail. The prayer for anticipatory bail of the petitioner is hereby rejected.

However, if the petitioners surrender before the learned Court below within six weeks from today and seek regular bail, the learned Court below would pass order on the same day in accordance with law without being prejudiced by this order.

(Anjani Kumar Sharan, J)

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