

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16179 of 2023

Arising Out of PS. Case No.-162 Year-2019 Thana- BAIKUNTHPUR District- Gopalganj

Md. Irfan @ Irfan Alam Son of Md. Asad @ Azad Miyan R/V- Parauli, P.S-
Basantpur Distt- Siwan

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Kumari Anupam, Adv.

For the Opposite Party/s : Mr. Chandra Bhushan Prasad, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 10-05-2023 Let the defect(s), if any, be removed within two weeks
from today.

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

The petitioner seeks regular bail in connection with
Baikunthpur P.S. Case No. 162 of 2019 dated 02.07.2019 lodged
under Sections 392 of the I.P.C.

As per the prosecution case, the F.I.R. has been
lodged against 3 unknown accused persons against whom the
allegation of snatching of mobile and cash as well as vehicle is
there.

Learned counsel for the petitioner submits that
petitioner is not named in the F.I.R. and by virtue of
confessional statement of co-accused from whose possession the

mobile has been recovered, petitioner's name figured in this case.

Counsel further submits that there are six antecedent of the petitioner and he is in custody since 14.01.2020. Counsel also submits that the case has been lodged under Section 392 of I.P.C. which is magisterial triable in nature.

Learned counsel for the State opposes the prayer for bail and submits that there are 6 criminal cases pending against the petitioner which is of similar nature.

In the present facts and circumstances of this case and the submissions made above, I am not inclined to grant bail to the petitioner. Therefore, the bail application of the petitioner is hereby rejected but liberty is hereby granted to the petitioner that he may renew his prayer for bail 3 months after framing of charge.

With this observation, the bail application stands rejected.

(Dr. Anshuman, J.)

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