

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.20999 of 2023

Arising Out of PS. Case No.-285 Year-2022 Thana- AANDAR District- Siwan

Abhishek Yadav Son Of Sanjay Yadav Resident Of Village- Gayghat P.S
Andar, Distt- Siwan

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Prabhakar Singh, Advocate

For the Opposite Party/s : Mr. Dr. Kumar Uday Pratap, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

4 02-08-2023 Heard learned counsel for the petitioner and learned
APP for the State.

2. Petitioner seeks bail, who is in custody since 30.12.2022, in connection with Andar P.S. Case No. 285 of 2022, F.I.R. dated 26.12.2022 registered for the offences punishable under Sections 394, 302 of the Indian Penal Code and Section 27 of the Arms Act.

3. The F.I.R. of the occurrence of loot and murder is against unknown.

4. Learned counsel for the petitioner submits that the petitioner has clean antecedent and he has been falsely implicated in the present case. He further submits that the petitioner is not named in the F.I.R. and the petitioner's name has been transpired on the basis of the disclosure made by spy and thereafter self confessional statement of the petitioner. He



further submits that till date no test identification parade was conducted by the prosecution and the looted articles have not been put on test identification parade. He further submits that the police after investigation submitted chargesheet against the petitioner and the petitioner is in custody since 30.12.2022.

5. Learned APP for the State, on the other hand, on the basis of material available on record and the case diary, vehemently opposed the prayer for bail and submits that it has come during investigation that the petitioner was involved in the present crime in question and some looted jewellerys have been recovered from the house of the petitioner and almost all the accused persons have confessed their guilt in the present occurrence including the petitioner.

6. Considering the aforesaid facts, I am not inclined to enlarge the petitioner on bail in connection with Andar P.S. Case No. 285 of 2022 pending in the Court of Additional Chief Judicial Magistrate-IV, Siwan.

7. Prayer is refused.

(Rajesh Kumar Verma, J)

Ibrar//-

U		T	
---	--	---	--

