

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24085 of 2023

Arising Out of PS. Case No.-190 Year-2022 Thana- PANAPUR District- Saran

SUJIT KUMAR @ SUJIT RAI Son of Lalan Rai R/V- Saguni, PS-Taraiya
Dist- Saran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Yashraj Bardhan, Advocate

For the Opposite Party/s : Mr. Arun Kumar Singh, A.P.P.

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 07-07-2023 Heard Mr. Yashraj Bardhan, learned counsel for the
petitioner and Mr. Arun Kumar Singh, learned Additional Public
Prosecutor appearing for the State.

Petitioner apprehends his arrest in connection with
Panapur P.S. Case No. 190 of 2022 dated 4.7.2022 registered for
the offence punishable under Sections 413, 414 and 34 of the
Indian Penal Code.

As per the prosecution case on 4.7.2022 the
informant, who is the Police Officer, got information that a
stolen Motorcycle has crossed from the side of *Chapiya* to the
side of *Bhoraha* and after sometime the said Motorcycle was
coming from the side of *Bhoraha* and when the Police party
tried to stop the Motorcycle, the rider of the Motorcycle tried to
flee away. However, he was apprehended along with the



Motorcycle and disclosed his name as Deepak Kumar Yadav. Upon enquiry, he told that the Motorcycle belongs to the petitioner and when the Police asked for the papers, he produced the false paper and said that the Motorcycle was stolen by the petitioner about two months back.

Learned counsel for the petitioner submits that the petitioner has falsely been implicated in this case on the basis of concocted story and his name has surfaced on the confessional statement of co-accused. He further submits that the Motorcycle in question has not been recovered from possession of the petitioner. The petitioner was also not present at the place of occurrence.

I have heard learned counsel for the parties and have perused the materials on record. Upon demand, the fake paper of Motorcycle was produced by the person apprehended along with the Motorcycle who told that the same was stolen two months back by the petitioner.

In view of the nature of allegation and the fact that the petitioner has got criminal antecedents also, the custodial interrogation of the petitioner may be necessary for ascertaining the real truth.

Accordingly, I am not inclined to grant anticipatory



bail to the petitioner.

The prayer for anticipatory bail of the petitioner stands rejected.

(Anil Kumar Sinha, J)

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