

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29867 of 2022

Arising Out of PS. Case No.-3 Year-2022 Thana- KALYANPUR District- East Champaran

ABHAY SINGH SON OF LATE ARUN SINGH, R/O- LAUKAHA, P.S.-
CHAKIA, DISTRICT- EAST CHAMPARAN.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Perna Rishi

For the Opposite Party/s : Mr.Bharat Lal

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

7 19-05-2023 The learned counsel for the petitioner is directed to
remove all the defects pointed out by the office within one month.

Heard the learned counsel for the petitioner as well as
the learned Additional Public Prosecutor for the State.

The petitioner is seeking regular bail in connection with
Kalyanpur P.S. Case No. 03 of 2022, registered for offence
punishable under Section 394 of the Indian Penal Code.

As per allegation, the informant was going to his house
by Super Splendor Bike bearing registration No. BR6CU-8916 and
when he reached near Tulsipatti More, two persons on a bike
intercepted him and they started assaulting with knife on his
person. Thereafter, they started fleeing away, but the villagers
chased them and one of them was apprehended, who disclosed his
name as Abhay Singh (petitioner).



The learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case and in all the cases mentioned in paragraph no. 3 of the bail petition, he is on bail. He has also submitted that the seized motor-cycle belongs to the informant and it was not recovered from the possession of the possession, rather it was parked on the road.

On the other hand, the learned APP has opposed the prayer for bail.

Paragraph no. 3 of the bail petition shows that the petitioner is a person of strong criminal antecedents and he is involved in sixteen cases of serious nature and two of those are under Section 302 of the Indian Penal Code. He was arrested at the spot by the villagers when he was fleeing away after making the informant injured by repeated stabbing blows.

In my view, the petitioner does not deserve the privileges for bail, which is accordingly rejected.

Office shall ensure that all defects are removed by the petitioner within the stipulated time mentioned hereinabove, failing which, the matter shall be brought to the notice of this Court.

(Nawneet Kumar Pandey, J)

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