

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.44257 of 2023

Arising Out of PS. Case No.-121 Year-2023 Thana- KUDRA District- Kaimur (Bhabua)

HAJARI YADAV SON OF SATYANARAYAN YADAV @
SATYANARAYAN SINGH RESIDENT OF VILLAGE-
MOHAMMADPUR, PS- SHIVSAGAR, DISTT- ROHTAS

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Kuber Pathak, Advocate

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

CORAM: HONOURABLE MR. JUSTICE SHAILENDRA SINGH
ORAL ORDER

2 25-07-2023 1. Heard learned counsel for the petitioner and
learned APP for the State.

2. Petitioner seeks regular bail in connection
with Kudra P.S. Case No.121 of 2023 dated 11.04.2023
registered for the offence/s punishable under Section/s 414, 419,
420 and 406 of the Indian Penal Code.

3. As per the prosecution, the informant alleged
that this petitioner stealthily snatched his ATM card and started
fleeing but thereafter he got caught as he fell into a drain while
fleeing.

4. The main submissions advanced by the
learned counsel for the petitioner are that the petitioner has fair
and clean antecedent and one person namely Krishna Kant
Yadav instrumentally used this petitioner to commit the alleged



occurrence and the alleged ATM cards which are stated to have been recovered from the possession of this petitioner were provided by the said person and against the petitioner there is simple allegation of committing an attempt to steal money of the informant by using his ATM card which is not a serious offence and petitioner has been languishing in jail since 14.04.2023.

5. Learned APP appearing for the State opposes the bail prayer.

6. Heard both the sides and perused the FIR and the seizure list. The petitioner was caught red handed with the ATM card of the informant which was taken by him from the informant on the pretext of helping him to withdraw money from the ATM machine and 12 other ATM cards were also recovered from the possession of this petitioner regarding which he could not provide any proper explanation. Considering the nature of the allegation appearing against the petitioner, this Court is not inclined to accept his bail prayer for the present. Accordingly, his bail prayer stands rejected.

The petitioner may renew his bail prayer after framing of charge.

(Shailendra Singh, J)

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