

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.53311 of 2022

Arising Out of PS. Case No.-113 Year-2021 Thana- CHANPATIA District- West Champaran

MAHAFUJ ALAM S/o Md. Yunus @ Yunus Mian Resident of Village-
Kudwa Mathiya Nuniya Tola, P.S.- Chanpatia (Kumarbag), District- West
Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Umesh Chandra Verma, Adv.

For the Opposite Party/s : Mr.Ram Anurag Singh, APP

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

2 17-01-2023 Heard learned counsel for the petitioner and the

State.

The petitioner apprehends his arrest in connection
with Chanpatia (Kumarbag) P.S. Case No. 113 of 2021
instituted under Sections 394 of the Indian Penal Code.

As per the prosecution story, the informant lodged this
FIR at the Emergency Ward of Primary Health Centre, Sathi
alleging that he along with his elder brother were returning
home when motorcycle borne accused persons came and after
overtaking their motorcycle, stabbed him and looted away the
motorcycle. Accordingly, the FIR was lodged.

Subsequently, the police took up the investigation and
picked up Gulshan Kumar who confessed the complicity of this



petitioner.

Learned counsel for the petitioner submits that he is a young boy and has passed his matriculation examination with first division but his career is being spoiled due to lodging of the criminal cases.

Learned APP on the other hand submits that a bare perusal of para-3 would show that he has four criminal antecedents of the same nature and in that backdrop, when his name has come in the confessional statement of accused Gulshan Kumar, he does not deserve bail.

Taking into account the kind of allegation and criminal antecedent, this Court is not inclined to grant him relief and accordingly the same is rejected.

(Rajiv Roy, J)

Prakash Narayan
/Ajay Singh/-

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