

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.53059 of 2023

Arising Out of PS. Case No.-29 Year-2019 Thana- KOCHAS District- Rohtas

Sonu Kumar S/O Jiut Ram R/O Village- Tetariyan, P.S- Kochas, Distt.-
Rohtas.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajani Kant Singh

For the Opposite Party/s : Mr.Md. Nazir Ansari

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 14-09-2023 Heard learned counsel for the petitioner and learned A.P.P. for
the State

2. The petitioner apprehends his arrest in Kochas P.S. Case No.
29 of 2019 registered for the offences punishable under Section
379 of the Indian Penal Code.

3. Some unknown miscreants are said to have committed theft
in the mobile shop of the informant and taken away mobile and
its valuable parts worth Rs.3 lakhs.

4. It is submitted by learned counsel for the petitioner that no
such occurrence as alleged ever took place. He has been falsely
implicated in this case merely on suspicion. It is further
submitted that nothing has been recovered from the conscious
possession of the petitioner. The allegation levelled against the
petitioner is not specific rather general and omnibus in nature.



Petitioner has no criminal antecedent as mentioned in para-3 of this application.

5. Learned APP for the State vehemently opposing the bail petition submitted that during investigation on the basis of the CDR the involvement of the petitioner was found as he was using theft mobile. He further submitted that as there is ample evidence in the case diary against the petitioner, he does not deserve anticipatory bail.

6. Considering the facts and circumstances of case, I am not inclined to enlarge the petitioner on anticipatory bail. The prayer for anticipatory bail of the petitioner is hereby rejected. However, if the petitioner surrenders before the learned Court below within six weeks from today and seek regular bail, the learned Court below would pass order on the same day in accordance with law without being prejudiced by this order considering the fact that the petitioner has no criminal antecedent.

(Anjani Kumar Sharan, J)

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