

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57753 of 2023

Arising Out of PS. Case No.-157 Year-2022 Thana- SASARAM MUFFSIL District- Rohtas

RAKESH KUMAR SAH @ RAKESH KUMAR S/O BHOLA SAH R/O
VILLAGE- GOSAINPUR, PS. BAGHAILA, DIST. 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.Nand Kishore Prasad

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 05-09-2023 Heard learned counsel for the petitioner and the
State.

2. Petitioner apprehends arrest in a case registered for
the offence punishable under Section 392 of the IPC.

3. As per the prosecution case, four unknown
miscreants forcibly took away two tractors of the informant and
his associate and also snatched cash Rs.10,400/- from them.

4. Learned counsel appearing for the petitioner
submits that petitioner's name has come in this case during
course of investigation on the basis of confessional statement of
co-accused. No direct or indirect evidence has come against the
petitioner during course of investigation to show his complicity
in the occurrence. No incriminating material has been recovered
from the conscious possession of the petitioner.



5. Learned counsel appearing for the State opposes the prayer for bail and submits that petitioner has got criminal antecedent of similar nature, as such, he cannot be allowed privilege of pre-arrest bail.

6. Considering the fact that the petitioner has got criminal antecedent of similar nature, his prayer for bail is refused.

(Prabhat Kumar Singh, J)

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