

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.64838 of 2022

Arising Out of PS. Case No.-85 Year-2021 Thana- CHHABILAPUR District- Nalanda

Sikandar Kumar @ Sikandar Kumar Yadav S/O Late Awadhesh Yadav
Resident Of Village- Seikhpura, P.S- Nimchak Bathani, District- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mrs. Manisha Prakash, Advocate

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

CORAM: HONOURABLE MR. JUSTICE SHAILENDRA SINGH
ORAL ORDER

3 06-04-2023 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner seeks regular bail in connection with Chhabilapur
P.S. Case No. 85 of 2021 dated 16.08.2021, registered for the
offence punishable under Section 394 of the Indian Penal Code.

As per the prosecution, the informant alleged that a cash
of Rs. 81,000/- and a mobile phone were looted by three unknown
miscreants from the possession of the informant by brandishing
weapon.

The main submissions advanced by petitioner's counsel are
that the petitioner is not named in the FIR, he was remanded in the
present case from Chhabilapur P.S. Case No. 43 of 2020 and
against him there is no any legal evidence and he has been
languishing in jail since 28.02.2022, though against him there are
criminal antecedents of several cases but he is on bail in all the



said cases.

Learned APP appearing for the State has opposed the prayer for bail.

Heard both the sides, perused the FIR and the case diary of this case. The instant matter relates to loot committed by the accused persons by causing firearm injury to the victim and his mobile phone and Rs 81,000/- were snatched by the accused persons, though the FIR was registered against the unknown persons but during investigation the petitioner was remanded in this case from Chhabilapur P.S. Case No. 43 of 2020 and thereafter in following with his disclosure the looted mobile phone concerned to the present case was recovered, of which details are mentioned at paragraph 37 of the case diary and the petitioner has criminal antecedent of several cases, in my opinion it is not a fit case for bail to the petitioner. Accordingly, petitioner's prayer for bail stands rejected.

The petitioner may renew his prayer for bail after six months if any significant progress is not made in his case by the trial Court.

(Shailendra Singh, J.)

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