

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.69825 of 2021

Arising Out of PS. Case No.-262 Year-2016 Thana- SITAMARHI District- Sitamarhi

Rakesh Rai @ Rakesh Kumar @ Rakesh Kumar Yadav Son of Suresh Rai @
Suresh Yadav Resident of village - R.D Palesh Indira Nagar, Sitamarhi, P.S.-
Sitamarhi, District - Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Virendra Kumar, Advocate

For the Opposite Party/s : Mr. Arun Kumar, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

7 27-03-2023 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

Learned counsel for the petitioner is permitted to
remove the defect(s), as pointed out by the office, if any, within
a period of four weeks from today.

Petitioner seeks bail in a case registered for the
offences punishable under Sections 385/387 of the Indian Penal
Code.

According to prosecution case, the informant received
a call from the petitioner who demanded Rs. 10,00,000/- as
extortion, failing which he would be killed. It is further alleged
that earlier also extortion call were made on the mobile of the
informant by the petitioner.



Learned counsel for the petitioner submits that petitioner has falsely been implicated in the present case. He further submits that the petitioner is named in the F.I.R. but the father's name and address as mentioned in the F.I.R. does not belong to the petitioner.

Vide order dated 13.02.2023 a report was called with regard to the present stage of trial. Report of the learned Trial Court dated 04.03.2023 reveals that the case is fix for judgment.

The learned Additional Public Prosecutor has vehemently opposed the prayer for bail of the petitioner on the ground that petitioner carries 16 criminal antecedents other than the present one.

In view of the report of the learned Trial Court, I am not inclined to enlarge the petitioner on bail in connection with Sitamarhi P.S. Case No. 262 of 2016 pending in the court of learned Chief Judicial Magistrate, Sitamarhi.

Prayer is refused.

(Rajesh Kumar Verma, J)

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