

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.67062 of 2022

Arising Out of PS. Case No.-181 Year-2022 Thana- MOUZA HIDPUR District- Bhagalpur

Bablu Kumar S/o Late Nand Kishore Pal, Resident of village- Hasanganj,
P.S.- Babarganj District- Bhagalpur.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pankaj Kumar

For the Opposite Party/s : Mr.Mritunjay Kumar Nirala

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 27-02-2023 Let the defect(s), if any, be removed within two weeks
from today.

Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner seeks regular bail in connection with
Mojahidpur (Babarganj) P.S. Case No. 181 of 2022, lodged
under Section 394 of the Indian Penal Code.

As per prosecution case, the informant is working as
delivery boy in a private company and on order, he went to the
place of occurrence for delivery. Near the place of delivery, two
unknown persons have assaulted him with iron rod and *katta*
gun, they have took away the Splendor motorcycle of informant
and snatched Rs.5,000/- alongwith Samsung Mobile. It has been
alleged that the said order was booked by a specific mobile



number.

Learned counsel for the petitioner submits that petitioner is innocent and has committed no offence. He further submits that in the entire F.I.R., the time of occurrence has not been mentioned. He also submits that nothing was recovered either from the possession of petitioner or from the house of petitioner and he was not put on T.I.P. Learned counsel for the petitioner further submits that antecedent of petitioner is clean and he is in custody since 02.06.2022.

Learned counsel for the State opposes the prayer for bail and submits that from the order sheet of Session Court, it transpires that the owner of mobile number by which informant received the order is of one Manish Chaudhary, and on the confession of said Manish Chaudhary the looted motorcycle was recovered from the bushes near his house. The said Manish Chaudhary has taken the name of present petitioner in his confessional statement.

Upon specific query that whether charge has been framed or not, learned counsel submits that he is not aware that charge has been framed or not.

In the present facts and circumstances of this case and the submissions made above, I am not inclined to grant bail to



the petitioner, therefore, his bail application stands **rejected**.

Liberty is hereby granted to the petitioner that he may
renew his prayer for bail after framing of charge.

(Dr. Anshuman, J.)

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