

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.67106 of 2022

Arising Out of PS. Case No.-27 Year-2022 Thana- SAHEBGANJ District- Muzaffarpur

AVANISH KUMAR Son of Lal Babu Prasad R/V- Harnathpur, P.O-
Harnathpur, P.S- Pakri Dayal, Dist- East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Pravin Kumar
For the Opposite Party/s : Mr. Upendra Kumar

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 25-02-2023 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner apprehends his arrest in Sahebganj P.S.
Case No. 27 of 2022 registered for the offences punishable
under Section 392 of the Indian Penal Code.

Some unknown miscreants are said to have looted
away the loaded truck.

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 at the instance of some
influential persons who have inimical term with petitioner's
family. The petitioner is a Kirana shopkeeper and has been
dragged in this case on the confessional statement of his father
which was forcibly taken by the police. It is further submitted



that the petitioner was on police bail but after submitting charge sheet under Section 395 and 412 IPC he has moved before this court. It is further submitted that petitioner is not named in the F.I.R. The allegation levelled against the petitioner is not specific rather general and omnibus in nature. Petitioner has no criminal antecedent.

Learned APP for the State vehemently opposed the bail petition.

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, the petitioner is directed to surrender before the learned Court below within six weeks from today and seek regular bail and the learned Court below would pass order in accordance with law without being prejudiced by this order.

(Anjani Kumar Sharan, J)

Trivedi/-

U		T	
---	--	---	--

