

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.14646 of 2024

Arising Out of PS. Case No.-1081 Year-2023 Thana- ARARIA District- Araria

Rahul Kumar Yadav @ Rahul Kumar SON OF VICTOR YADAV R/O
VILLAGE- KAKORAH WARD NO.06, P.S.- MAHALGAON, DISTRICT-
ARARIA

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Mukesh Kumar Rana, Advocate
For the Opposite Party/s : Mr. Lalan Kumar, APP

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

2 14-03-2024

1. Heard learned counsel for the parties.

2. The petitioner has preferred this application for grant of regular bail in connection with Araria P.S. Case no.1081 of 2023 registered under sections 356 and 379 of the Indian Penal Code to which sections 392 and 411 of the Indian Penal Code were added subsequently.

3. As per the prosecution case, the informant states that four accused persons on two motorcycles forced the informant and one another to stop and looted them of Rs.1,61,032/.

4. Learned counsel for the petitioner submits that the F.I.R. was registered against four unknown. Referring to the order of the learned trial Court, it is submitted that the name of the petitioner transpired in course of investigation on the basis of the confessional statement of the petitioner made before



police. Contrary to the allegations, no incriminating article has been recovered from the petitioner's possession. The petitioner is in custody since 16.11.2023 and chargesheet has been submitted in the case.

5. Heard learned A.P.P. for the State.

6. Having heard learned counsel for the parties and taking into consideration the allegations in the F.I.R. together with the nature of material that has transpired in course of investigation as is evident from the order of the learned trial Court, the Court is not inclined to enlarge the petitioner on bail and the application is rejected.

7. Liberty is granted to the petitioner to renew his prayer for bail as per the observation/liberty granted to the petitioner in the order of rejection dated 16.1.2024 passed in Bail Petition no.44 of 2024 of the learned Additional District and Sessions Judge IV, Araria.

8. In case such an application is moved by the petitioner, the same shall be considered on its own merit without being prejudiced by this order of rejection.

(Partha Sarthy, J)

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