

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.58615 of 2024

Arising Out of PS. Case No.-7 Year-2021 Thana- MURAR District- Buxar

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Bhikhari Yadav S/O Mahesh Yadav R/V- Chhotka Purwa, P.S- Brahmpur,
Distt.- Buxar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Ms. Dimpal Kumari
For the Opposite Party/s : Mr. Arun Kumar Pandey

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 05-10-2024 1. Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks bail in connection with
Sessions Trial No.254/2021, arising out of Murar P.S. Case
No.07/2021, registered for the offence punishable under
Sections 392 of the Indian Penal Code.

3. Learned counsel for the petitioner submits that
petitioner is in custody since 16.11.2021 and has antecedent of
13 cases and the informant alleges that on 30.01.2021 when the
informant who runs a CSP of Bank of India was returning to his
home after closing the CSP, when three accused on a white
Apache motorcycle overtook him and one of the three persons
took out his country made pistol and pointed towards him and
snatched his bag containing Rs.2,80,000/-, a laptop and a mobile



phone of Vivo company and thereafter all the accused fled away. It is next submitted that police arrested Dablu and Bajrangi Yadav based on the information given by its spy and thereafter the name of the petitioner transpired in the confessional statement of Dablu Paswan. It is next submitted that Dablu Paswan and Bajrangi Yadav had approached this court seeking regular bail by filing Cr. Misc. No.37080/2021 and the same was allowed by an order dated 17.12.2021. The learned counsel submits that the case of the petitioner is on a better footing as his name transpired in the confessional statement of Dablu, who has already been granted bail by this court. The learned counsel next submits that charges have been framed and five witnesses have been examined.

4. Learned A.P.P. for the State opposes the prayer for bail of the petitioner and submits that petitioner appears to be a criminal and has antecedent of 13 cases and the trial has commenced and five witnesses have been examined, as submitted by the learned counsel appearing on behalf of the petitioner, as such, if privilege of bail is granted to the petitioner, the petitioner may abscond.

5. Considering the submissions made by the learned APP, the Court is not inclined to release the petitioner on bail.



6. Accordingly, the prayer for bail of the petitioner is
rejected.

(Satyavrat Verma, J)

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