

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.70116 of 2023

Arising Out of PS. Case No.-192 Year-2022 Thana- PARIHAR District- Sitamarhi

Chandan Kumar @ Chandradev Kumar Son of Rasilal Sahani Resident of
Village - Sahargama, Dhami Tole, Police Station - Parihar, District -
Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Anil Kumar, Adv

For the Opposite Party/s : Ms. Pushpa Sinha, APP.

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 31-01-2024 Heard learned counsel for the petitioner and the learned
A.P.P. for the State.

2. Petitioner apprehends his arrest in connection with
Parihar P.S. Case No. 192 of 2022 dated 23.07.2022, registered
for the offence punishable u/s 379 of the IPC, pending in the
court of learned Judicial Magistrate 1st Class, Sitamarhi.

3. Allegation against the petitioner is that on 22.07.2022,
one motorcycle bearing Registration No. BR-30T-826 that
belongs to the informant, he along with one co-accused,
Deepak Kumar have stolen the said motorcycle

4. It is submitted by learned counsel for the petitioner the
petitioner is quite innocent and has been falsely implicated in
this case due to previous grudge. The allegations levelled



against the petitioner is general and omnibus in nature. The name of the petitioner has transpired on the confessional statement of co-accused, Deepak Kumar. Petitioner has one criminal antecedent as mentioned in para 3 of the bail application.

5. Per contra, learned APP for the State vehemently opposing the bail petition submitted that the said motorcycle has recovered from the house of the co-accused, Deepak Kumar and he named the petitioner is also involved in the present case. The allegations levelled against the petitioners is serious in nature, hence he does not deserve anticipatory bail.

6. Considering the facts and circumstances of case, the nature of offence is serious, I am not inclined to enlarge the petitioner on bail. The prayer for bail of the petitioner is hereby rejected.

(Anjani Kumar Sharan, J)

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