

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.77122 of 2024

Arising Out of PS. Case No.-229 Year-2023 Thana- DUMARIAGHAT District- East
Champaran

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Sonu Kumar @ Sonu Yadav S/o Sanjay Yadav @ Sanjay Kumar Yadav
Resident of village -Barharwa Mahanand, PS- Kalyanpur, District- East
Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

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

For the Opposite Party/s : Mr. Choubey Jawahar, APP

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**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 25-10-2024 Heard Mr. Karandeep Kumar, learned counsel for the

petitioner and Mr. Choubey Jawahar, learned A.P.P. for the

State.

2. The petitioner apprehends his arrest in connection
with Dumariyaghat P.S. Case No. 229 of 2023 registered for the
offences punishable under Section 395 of the Indian Penal Code
and Section 27 of the Arms Act.

3. As per prosecution case, the accusation against the
accused persons including the petitioner is of being involved in
the commission of loot of Rs. 2,48,000/- and a camera DVR
from the C.S.P. shop of the Informant on the point of weapon. It
is further alleged that the miscreants also opened fire to frighten



the persons and, thereafter, fled away.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence as alleged against him and has falsely been implicated in the present case. The petitioner is not named in the F.I.R. and his name has transpired in this case on the basis of the disclosures made by the spy. He further submits that nothing incriminating or the alleged looted articles has been recovered from the conscious possession of the petitioner. The petitioner is a student of Intermediate and his entire career is at stake due to false implication. The petitioner has one criminal antecedent as has been stated in paragraph no.3 of the present anticipatory bail application. The petitioner has no concern with the alleged occurrence or the co-accused persons.

5. Learned counsel for the petitioner further submits that the co-accused Dhananjay Kumar has been granted regular bail by this Court vide order dated 02.08.2024 passed in Cr. Misc. No. 53551 of 2024.

6. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioner, stating that the offence alleged is serious in nature.

7. Considering the nature and gravity of the offence as



alleged against the petitioner, this Court is not inclined to grant privilege of anticipatory bail to the petitioner.

8. Accordingly, the prayer for anticipatory bail of the petitioner, above named, is rejected. If the petitioner surrenders before the court below within a period of four weeks from today and prays for regular bail, the same would be considered by the court below in accordance with law without being prejudiced by the order of this Court.

(Rudra Prakash Mishra, J)

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