

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.80172 of 2024

Arising Out of PS. Case No.-241 Year-2023 Thana- GRIYAK District- Nalanda

1. Nitish Kumar son of Kameshwar Kewat Resident of village- Marsua p.s.
-Tehta Makdumpur District -jehanabad
2. Shyam Kumar son of Kameshwar Kewat Resident of village- Marsua p.s.
-Tehta Makdumpur District -jehanabad

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pramod Kumar Verma, Advocate

For the Opposite Party/s : Mr.Ram Bilash Roy Raman, APP

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY

ORAL ORDER

2 20-11-2024

Heard the parties.

2. The petitioners are in judicial custody in connection with Giriyak Pawapuri P.S. Case No. 241 of 2023 for the offence punishable under Section 394 of the Indian Penal Code lodged on 10.05.2023 by the informant, Sonu Kumar.

3. As per the prosecution story, the informant alleged that while he was returning from Fattehpur after performing programme, as his motorcycle reached, the accused persons on the point pistol, snatched gold locket as also Rs. 6000/- from his pocket. As he raised alarm, the accused opened fire causing injury on his nose and became unconscious. He found himself in Pawapuri hospital where treatment is going on.



4. Learned counsel for the petitioners submit that only because of criminal antecedent, they have been implicated.

4. Learned APP on the other hand has pointed out that not only they have criminal antecedent, during investigation, their role have come up which found incorporated in the order of learned Sessions Judge.

5. The allegations are there, both the petitioners have criminal antecedent, the innocent informant was returning after performing singing programme, was intercepted and the accused committed robbery, the allegation is also of opening firing also causing injury to him.

6. In that background, this Court does not deem it fit and proper to enlarge the petitioner on bail. Accordingly, the bail petition stands rejected.

(Rajiv Roy, J)

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