

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.77623 of 2023

Arising Out of PS. Case No.-559 Year-2023 Thana- MAJHAULIA District- West Champaran

Mukesh Kumar S/O Bhola Prasad R/O Village- Ahwahar Shaikh, Chudiharwa
Tola, P.S- Majhaulia, Dist.- West Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Umesh Kumar Gupta

For the Opposite Party/s : Mr.Akshay Lal Pandit

**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

2 11-01-2024 Learned counsel for the petitioner is permitted to
remove the defect(s), as pointed out by the office, if any, within
a period of three weeks from today.

2. Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

3. The petitioner is apprehending his arrest in
connection with Majhauliya P.S. Case No. 559 of 2023 dated
06.07.2023 registered for the offences punishable under
Sections 341, 323, 379 and 506 read with 34 of the Indian Penal
Code.

4. As per the prosecution case, the petitioner and the
co-accused person are alleged to have stopped the motorcycle of
the informant and started demanding Rs. 2,000/-. In the
meantime, the petitioner and the co-accused persons took away



Rs. 5,000/- from the informant's pocket on the point of knife. Further, they assaulted him and took away the informant's motorcycle.

5. Learned counsel for the petitioner has submitted that the petitioner has falsely been implicated in this case. The petitioner is accused in one more criminal case as stated in para 3 of the bail petition. No incriminating article has been recovered from the possession of the petitioner.

6. Learned A.P.P. for the State has vehemently opposed the prayer for anticipatory bail of the petitioner.

7. Considering the aforesaid facts and circumstances of the case as well as the nature of allegation, let the above named petitioner, in the event of his arrest/surrender within a period of six weeks from today, be enlarged on anticipatory bail on furnishing bail-bond of Rs. 20,000/- (Rupees twenty thousand) with two sureties of the like amount each to the satisfaction of the learned court concerned, Bettiah, West Champaran in connection with Majhauliya P.S. Case No. 559 of 2023, subject to conditions as laid down under section 438(2) of the Code of Criminal Procedure.

8. The application stands allowed.

(Chandra Prakash Singh, J)

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