

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.83738 of 2023

Arising Out of PS. Case No.-152 Year-2022 Thana- SAMSTIPUR RAIL P.S District-
Samastipur

-
1. Ajay Kumar S/O Late Kusheshwar Paswan Village- Halna, Ps. Bithan, Dist. Samastipur, Bihar-848207
 2. Saheb Paswan @ Sahev Paswan S/O Late Kusheshwar Paswan Village- Halna, Ps. Bithan, Dist. Samastipur, Bihar-848207

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Piyush Kumar Pandey

For the Opposite Party/s : Mr.Kumar Ranjit Ranjan

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 09-01-2024 Heard learned counsel for the petitioners and learned
Additional Public Prosecutor appearing on behalf of the State.

2. The petitioners seek anticipatory bail in connection
with Samastipur Rail P.S. Case No. 152 of 2022, registered for
the offence punishable under Section 379 of the Indian Penal
Code.

3. As per F.I.R., allegation against the petitioners is of
theft of motorcycle.

4. Learned counsel for the petitioners submit that the
petitioners have falsely been implicated in the present case.
Petitioners have one criminal antecedent in which they are on
bail mentioned in Para 3 of the bail application. The name of the



petitioners transpired on the basis of confessional statement of co-accused Vibhishan Kumar. Two motorcycles were recovered which was standing near the Petrol Pump. He further submits that from the petitioners house no incriminating articles were recovered.

5. Learned APP has opposed the prayer for bail and submits that the name of the petitioners have been surfaced on the basis of confessional statement of co-accused Vibhishan Kumar.

6. Considering the aforesaid submission of the parties and also the nature of the offence, I am not inclined to grant anticipatory bail to the petitioners.

7. Hence, their prayer for anticipatory bail stands rejected.

(Anjani Kumar Sharan, J)

Ranjeet/-

U		T	
---	--	---	--

