

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.1001 of 2024

Arising Out of PS. Case No.-112 Year-2023 Thana- KATIHAR MUFFASIL District- Katihar

Bali @ Bablu Kumar S/O Jayprakash Mehta, Resident of Village Chandi
Kathwa, Police Station- Sadar (Muffasil), District- Purnea.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Amit Kumar Mishra, Advocate

For the Opposite Party/s : Mr. Md. Shakir Ahmad, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

3 16-04-2024 Heard Mr. Amit Kumar Mishra, the learned counsel
for the petitioner and Mr. Md. Shakir Ahmad, the learned
Additional Public Prosecutor for the State.

2. The petitioner is apprehending his arrest in
connection with Katihar Muffasil PS Case No. 112 of 2023, FIR
dated 01.06.2023, registered for the offences punishable under
Sections 379 and 411 of the Indian Penal Code.

3. According to prosecution case, the truck of the
informant, which was loaded with maize crops was stolen by some
unknown persons.

4. Learned counsel for the petitioner submits that
petitioner has clean antecedent and he has falsely been implicated
in the present case. He further submits that petitioner is not named
in the FIR and his name has transpired on the basis of confessional



statement of the co-accused person namely, Md. Chand Alam. He lastly submits that except the aforesaid, no other material has come during investigation which suggests the involvement of the petitioner in the present case.

5. The learned Additional Public Prosecutor for the State on the other hand on the basis of the materials available on record and the case diary has vehemently opposed the prayer for bail of the petitioner and submits that it has come in the paragraph no. 79 of the case diary that the pick up van which was used in crime in question has been recovered from the house of the petitioner and it has also been found that the pick up van was registered in the name of family member of the petitioner.

6. Considering the aforesaid facts and circumstances, I am **not** inclined to grant the privilege of anticipatory bail to the petitioner in connection with Katihar Muffasil PS Case No. 112 of 2023, pending in the Court of Chief Judicial Magistrate, Katihar.

7. Prayer is refused.

(Rajesh Kumar Verma, J)

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