

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24123 of 2025

Arising Out of PS. Case No.-50 Year-2023 Thana- KOTHI District- Gaya

Saheb Khan Son of Sadare Alam Khan Resident of Village- Pokhraha, P.S.-
Kothi, District- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Md. Javed Jafar Khan, Advocate

For the Opposite Party/s : Mr. Shyam Bihari Singh, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN

ORAL ORDER

5 19-09-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks regular bail in connection with
Kothi P.S. Case No. 50 of 2023, lodged on 11.05.2023 under
Section 392 of the Indian Penal Code, pending before the Court
of Judicial Magistrate, 1st Class, Sherghati, District- Gaya.

3. As per the prosecution, F.I.R. has been lodged
against two unknown accused persons alleging that the loot was
committed at gunpoint.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. He further
submits that the petitioner's name has figured in this case by
virtue of the confessional statement of the co-accused. He



further submits that on the previous occasion, this Hon'ble Court was pleased to direct the petitioner to file a supplementary affidavit showing that he is not absconding in any of the cases pending against him. He further submits that, by way of supplementary affidavit, all documents have been produced, by which it becomes crystal clear that he is not absconding in any of the cases pending against him, rather, intimation has been given by the Court where the case is pending that production warrants have been issued against the petitioner.

5. Learned APP for the State opposes the prayer for bail and submits that it is true that FIR has been lodged against unknown accused person. He further submits that it is also true that the petitioner's name has come in this case by virtue of the confessional statement of the co-accused. He further submits that, upon perusal of the rejection order, it is clear that looted articles were recovered from the house of the petitioner. He also submits that there are four criminal cases pending against the present petitioner.

6. In the present facts and circumstances of this case and the submissions made above, this Court is not inclined to grant bail to the petitioner. Therefore, the bail application of the petitioner is hereby rejected.



7. Speedy trial is a constitutional vision of justice. For this reason, the Trial Court is directed to expedite the trial of the petitioner at the earliest.

(Dr. Anshuman, J.)

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