

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.67376 of 2025

Arising Out of PS. Case No.-82 Year-2023 Thana- MAHINDWARA District- Sitamarhi

Mehilal Kumar @ Amit Kumar son of Mahindra Sah Resident of Village-
Tariyani Chhapra, Ward no. 3, Siropati, PS - Belsand, Dist- Sitamarhi

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Dilip Kumar Roy, Advocate

For the Opposite Party/s : Mr. Jitendra Kumar Singh, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 07-10-2025 1. Heard learned counsel for the petitioner and
learned A.P.P. for the State.

2. The petitioner apprehends his arrest in a case
registered for the offence punishable under Section 392 of the
Indian Penal Code.

3. Learned counsel for the petitioner submits that
petitioner has antecedent of one case and the informant alleges
that he was intercepted by three motorcycle borne criminals
who on the point of pistol looted his articles including the
motorcycle and fled away.

4. Learned counsel for the petitioner submits that FIR
was against unknown and the name of the petitioner transpired
in the confessional statement of Babul Kumar and Rajnish
Kumar in police custody who were apprehended in Mahindwara
P.S. Case No. 86 of 2023. It is further submitted that



confessional statement in police custody does not have any evidentiary value in the eye of law.

5. Learned A.P.P. for the State vehemently opposes the prayer for anticipatory bail of the petitioner and submits that no doubt, the name of the petitioner transpired in the confessional statement of apprehended accused but then the apprehended accused also disclosed the name of Bittu Kumar and Ricky Kumar and from the house of Bittu Kumar two motorcycles were recovered. It is further submitted that investigation in the case is continuing and if petitioner is granted the privilege of anticipatory bail, the petitioner may abscond.

6. Considering the submissions made by the learned A.P.P. for the State, the Court is not inclined to extend the privilege of anticipatory bail to the petitioner in connection with Mahindwara P.S. Case No. 82 of 2023 pending in the Court of learned Judicial Magistrate, 1st Class, Sitamarhi/Successor Court.

7. Hence, the prayer for anticipatory bail is rejected.

(Satyavrat Verma, J)

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