

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.79862 of 2024

Arising Out of PS. Case No.-230 Year-2023 Thana- PALIGANJ District- Patna

Nagmani Kumar Son of Bijendra Yadav Resident of Village- Wazirganj P.S.-
Jehanabad, District- Jehanabad

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Krishna Pd. Singh, Sr. Adv. Mr. Surendra Kumar Mishra, Adv.
For the State	:	Mr. Md. Fahimuddin, APP

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 17-01-2025 Heard Mr. Krishna Pd. Singh, learned senior counsel for the
petitioner and learned APP for the State.

2. Petitioner apprehends his arrest in connection with
Paliganj P.S. Case No. 230 of 2023 registered for the offence
punishable u/s 392 of the I.P.C., pending in the court of learned
S.D.J.M., Paliganj, Dist- Patna.

3. As per F.I.R., on alleged date and time, the informant
with his friend were returning home after attending a marriage
ceremony near Jarkha road tubewell, three miscreants riding on
two motorcycles intercepted the informant's motorcycle and
snatched key of the motorcycle on gun point and took away the
motorcycle.

4. It is submitted by learned counsel for the petitioner is
that the petitioner is quite innocent, not named in the FIR and
has been falsely implicated in this case due to previous grudge.



The allegations levelled against the petitioner is general and omnibus in nature. The petitioner has been made accused in the present case on confessional statement of Abhishek Kumar @ Alex. Nothing has been recovered on from the conscious possession of the petitioner. He submits that no offence under Section 392 of the IPC is made out against the petitioner. Petitioner has no criminal antecedent.

5. Per contra, learned APP for the State vehemently opposing the bail petition submitted that the allegations levelled against the petitioner is serious in nature, hence he does not deserve anticipatory bail.

6. Considering the facts and circumstances of case, I am not inclined to enlarge the petitioner on bail. The prayer for bail of the petitioner is hereby rejected.

7. However, if the petitioner surrenders before the learned Court below within six weeks from today and seek regular bail, the learned Court below shall pass order on the same day in accordance with law without being prejudiced by this order.

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(Anjani Kumar Sharan, J)

