

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.69357 of 2025

Arising Out of PS. Case No.-408 Year-2020 Thana- GARDANIBAG District- Patna

Pratik Rai @ Pratik Raj S/O Laxuman Rai @ Lakshman Rai @ Lakham Rai
R/O Village- Nurpur, Sharifaganj, P.S- Malsalami, Dist.- Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Jay Ram Prasad, Advocate

For the Opposite Party/s : Mr.Ajit Kumar, APP

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

5 20-02-2026 Heard Mr. Jay Ram Prasad, learned counsel
appearing on behalf of the petitioner and Mr. Ajit Kumar,
learned APP for the State.

2. Petitioner seeks pre-arrest bail in connection with
Gardanibagh P.S.Case No.408 of 2020, registered for the
offences punishable under Section 392 of the Indian Penal
Code.

3. As per the allegation made in the FIR, the petitioner
along with other co-accused persons looted a Truck loaded with
Bananas.

4. Learned counsel appearing on behalf of the
petitioner submitted that the petitioner is innocent. He further
submitted that the truck was loaded with a huge quantity of
bananas, however, in absence of any seizure list, it cannot be
presumed that the petitioner has clandestinely removed the
entire alleged looted Bananas. Learned counsel further



submitted that the truck in question has been recovered from Dhanaua Police Station and not from the place of occurrence or from the location where the FIR has been lodged. The petitioner has been roped in the present case solely on the ground that the vehicle (Safari) is registered in his name.

5. Learned APP for the State vehemently opposed the prayer for grant of pre-arrest bail to the petitioner.

6. Having considered the rival submissions made on behalf of the parties, as well as, having perused the allegation made in the FIR and the previous criminal antecedent of the petitioner, who is involved in other cases of similar nature, I am not inclined to enlarge the petitioner on pre-arrest bail.

7. However, if the petitioner so advised, he may surrender before the learned district court and seek regular bail.

8. The learned District Court is directed to consider the bail application of the petitioner on the same day and pass necessary order on the basis of materials available on the record in accordance with law.

9. With the above observation/direction, the present application stands disposed of.

(Purnendu Singh, J)

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