

Santosh Kumar Bhagat vs The State Of Bihar on 20 September, 2013

Author: Amaresh Kumar Lal

Bench: Amaresh Kumar Lal

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.33744 of 2013

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Santosh Kumar Bhagat S/O Rajendra Bhagat Resident Of Village- Kyasth
Tole, Police Station- Saharsa, District- Saharsha.

.... Petitioner

Versus

The State Of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.

For the Opposite Party/s : Mr.

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CORAM: HONOURABLE MR. JUSTICE AMARESH KUMAR LAL

ORAL ORDER

2 20-09-2013

Heard the learned counsel for the petitioner and the learned A.P.P. for the State.

The petitioner is an accused for the offence punishable under Sections 392, 395 and 412 of the Indian Penal Code in Sadar (Saharsa) P.S. Case No.77 of 2013.

Prosecution case is that the informant was going on his motorcycle to bank for depositing Rs.6,00,000/- and on his way to bank the money was looted. The details of the package of money have been given in the F.I.R. The F.I.R. was lodged against unknown and name of the petitioner has been transpired during investigation.

It is submitted that petitioner is an auto driver and he has not committed any offence. The money recovered was his own earning. Learned counsel for the State has submitted that on the basis of confessional statement of the petitioner money has been recovered from the possession of the petitioner and he has not claimed to be his own money.

Considering the fact that it is a case of highway robbery, this Court is not inclined to grant bail to the petitioner. Accordingly, prayer for bail of the petitioner is rejected.

Let the trial be expedited and concluded within a period of six months. It is open to the petitioner to move before the trial court for grant of bail, if the trial is not concluded within the stipulated time.

(Amaresh Kumar Lal, J) sudip/-