

In the Court of Sessions Judge-cum-Spl. Judge, Muzaffarpur.

Sahebganj P.S.Case No.141/2017

20.02.2019 Heard the learned Counsel for the petitioner as well as the learned Spl. P.P. for the State on the bail petition of petitioner Rohit Sahni, who is in custody in connection with Sahebganj P.S.Case No.141/2017, registered u/ss 387 I.P.C. and 17 of U.A.P. Act.

Informant Dinanath Kumar has alleged in his written application that he deals in business of building materials and on 25.07.2017, when he opened his shop he saw a letter which was sent by Bhartiya Communist Party (Maoist) by which Rangdari of Rs.10 Lacs was demanded.

Learned Counsel for the petitioner submits that petitioner is quite innocent and he has in fact committed no offence. Petitioner is not named in the F.I.R. and nothing incriminating has been recovered from his possession. The petitioner was in judicial custody at the relevant date and time of occurrence and he has been dragged in this case on mere confession of co-accused Sujit Kumar.

Learned Spl. P.P. on the other hand opposed the prayer by submitting that of course, petitioner is not named in the F.I.R. but during course of investigation, complicity of petitioner has come to light in the above occurrence. Co-accused Sujit Kumar was arrested in connection with Sahebganj P.S. Case No.289/2017, who in his confessional statement has confessed his guilt stating that for getting bail of petitioner Rohit Sahni, he alongwith others committed the above occurrence as it appears from para-77 of case diary. The mobile phone bearing no.7070947667 by which

Rangdari was demanded was also recovered from the possession of Sujit Kumar. Petitioner is an active member of naxal organisation and he was involved in such type of several cases.

Considering the facts stated above and nature of case, I am not inclined to enlarge the petitioner on bail and as such, his prayer for bail stands rejected.

(Dictated)

Sd/-

Sessions Judge, Muz.