

In the Court of ACJM-IV(WEST), Muzaffarpur
Kathaiya PS Case no. 142/2020 (Rejection Order)
GR.NO.- 679/2020

27-01-2021	<p>Bail petition dated 25-01-2021 filed on behalf of the accused petitioner in custody namely Nandlal. A copy of the petition was served to the prosecution. Heard both the parties on the point of bail.</p> <p>Moving the application the learned counsel for the petitioner submitted that petitioner is quite innocent. The petitioner has not moved any type of bail petition either regular or anticipatory before this learned court or or any superior court earlier. The petitioner is innocent and he has been falsely implicated due to dirty village politics. The petitioner is student of Intermediate and his practical exam was conducted on 16-01-2021. The petitioner was arrested on 07-12-2020 at 12:15 am by Baruraj P.S from his home and on 10-12-2020 he was named in Baruraj P.S 214/20 and his arresting was shown at 06:20 near Pakari Chowk and on 12-12-2020 he was sent in judicial custody. The petitioner is remanded on confessional statement of Deepak Patel. The petitioner has no criminal antecedent and there is no recovery. The petitioner is man of means and he has no criminal antecedent. The petitioner is in custody since 12-12-2020. The petitioner is ready to furnish sound and suitable sureties. Therefore, the petitioner may be enlarge on bail.</p> <p>The learned APO vehemently opposed the bail and stated that the alleged section is non bailable and serious in nature. The accused does not deserve bail.</p> <p>Perused the record. The FIR shows that the case was registered on the basis of the written report of Ajay Ram who is loan officer at Pahal Finance Services Pvt. Ltd Motipur alleging therein that on 04-12-2020 around 02:40 pm, after collecting total money (26,860/) from centre when he proceeded towards Motipur branch he was chased by three persons on white Apache Motorcycle who snatched the money and his mobile. The case is registered u/s 392 IPC which is non-bailable and serious in nature. The accused petitioner is remanded from other case to this case, which seems he has criminal antecedent.</p> <p>Considering the facts and circumstances of the case and taking into account the seriousness of offence this court is not inclined to grant bail to the petitioner. Accordingly, bail petition dt. 25-01-2021 filed on behalf of the petitioner Nandlal is hereby rejected.</p> <p style="text-align: right;">ACJM-IV(West)</p>
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