

IN THE COURT OF SESSIONS JUDGE, PATNA

Anticipatory Bail Petition No.3418 of 2025.

Ravi Kumar

..... **Petitioner.**

Versus

The State of Bihar

**Order
No.**

Date

O R D E R

04 25-08-2025

1. The petitioner **Ravi Kumar** seeks pre-arrest bail in connection with **Kankarbagh P.S. Case No.964/2023** instituted for offences under sections 323, 341, 379 read with 34 of Indian Penal Code, 1860 (IPC).
2. Heard Sri Badari Narayan, learned counsel for the petitioner and Sri Rajesh Kumar, learned Public Prosecutor for the State.
3. Prosecution case briefly put is that on 16.09.2023 at around 2:00 in the afternoon, the informant Vinay Yadav was assaulted by the petitioner as well as co-accused Akash Kumar. It is further alleged that the petitioner took away Rs.23,000/- from the pocket of the informant.
4. Learned counsel for the petitioner submits that the only non-bailable offence for which the petitioner has moved before this Court for anticipatory bail is for offence under section 379 of I.P.C. which is punishable by maximum term of imprisonment for 03 years and is Magistrate triable. He further submits that the petitioner as well as informant and co-accused Akash Kumar are of the same locality. He further submits that the petitioner is innocent and has been falsely implicated. It is next submitted that also there is delay in lodging of the F.I.R. as the occurrence is said to be of 16.09.2023 and it has been forwarded to the Magistrate on 23.09.2023 which clearly shows that the F.I.R. is antedated. It is next submitted that another co-accused Akash Kumar has been granted anticipatory bail vide order dated 06.01.2025 passed in A.B.P No.5200/2024. He further fairly submits that the petitioner bears two criminal antecedent being **(i)** Ram Krishna Nagar P.S. Case No.88/2023 and **(ii)** Kankarbagh P.S. Case No.698/024.

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**Contd....
(25-08-2025)**

5. Learned Public Prosecutor for the State has opposed the prayer for grant of anticipatory bail to the petitioner and submitted that there is direct and specific allegation of snatching Rs.23,000/- from the pocket of the informant is against the petitioner. He also submitted that the FIR was lodged against two accused persons out of which one co-accused Akash Kumar has been granted anticipatory bail since there was no direct and specific allegation against him. He also submitted that the money is still untraced.
6. From perusal of the record, it transpires that there is direct and specific allegation against the petitioner that he snatched Rs.23,000/- of the informant, which was kept in his pocket and in this case the FIR was lodged against two accused persons out of which one co-accused Akash Kumar has been granted anticipatory bail since there was no direct and specific allegation against him. In para 34 of the case diary, the Investigating Officer has recorded that the petitioner has two criminal antecedent. It has been stated by the learned P.P that the money is still untraced.
7. Considering the aforesaid facts and circumstances of the case, this Court is not inclined to grant anticipatory bail to the petitioner. Hence, the prayer for grant of anticipatory bail to the above-named petitioner is ***rejected***. However, the petitioner is directed to surrender in the court below and seek regular bail.

(Dictated)

Sd/-

(Sangam Singh)

I/c Sessions Judge, Patna