

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.23417 of 2013

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Bhola Sao, Son of Late Bhuin Sao

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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CORAM: HONOURABLE MR. JUSTICE AKHILESH CHANDRA
ORAL ORDER

NO 3

24-12-2013

Heard learned counsel for the petitioner and learned

Additional Public Prosecutor for the State, who is armed with carbon/xerox
copy of the case diary.

The petitioner, who is apprehending his arrest in a case
registered for the offence punishable under Section 380 of the Indian Penal
Code, is one of the named accused in this case of year 2010 with allegation of
making way in the wall of godown of the informant and taking away some
articles therein. The informant was intimated by a tenant Manju Devi, who
during investigation also supported the allegation leveled against the
petitioner and the place of occurrence also indicates the wrong done.

Submission is of false implication due to business rivalry
between the parties.

Having regard to the facts and circumstances of the case, the
petitioner appears not entitled for the privilege sought. Hence, the prayer for
anticipatory bail of the abovenamed petitioner, in connection with Gaya
Kotwali P.S. Case No. 257 of 2010, pending in the court of learned Chief
Judicial Magistrate, Gaya, is hereby refused.

(Akhilesh Chandra, J)

Praveen-II/-