

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.40853 of 2014

Arising Out of PS.Case No. -207 Year- 2012 Thana -SULTANGANJ District- BHAGALPUR

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Deepak Kumar @ Deepak Mandal, Son of Sri Birendra Prasad Mandal,
Resident of Mohalla – Purani Durga Asthan, P.S. Sultanganj, District –
Bhagalpur.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Amit Kumar Anand

For the Opposite Party/s : Mr. Indu Kumari Srivastava(App)

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**CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR
SINGH**
ORAL ORDER

03/ 22-01-2015

Heard learned counsels for the petitioner and
the State.

The petitioner is languishing in custody since
08.02.2013 in a case registered for the offences punishable under
Sections 353, 332, 307/34 of the Indian Penal Code and 27 of the
Arms Act.

It is alleged that when the accused persons
including the petitioner were taking away victim of a kidnapping
case then firing was resorted to by the accused persons and the
police. Thereafter accused persons escaped from the scene.

It is submitted by learned counsel for the
petitioner that the petitioner is not named in the FIR. The name of
the petitioner subsequently sprang up during investigation.

It is submitted by learned counsel for the State that the victim in 164 Cr.P.C. statement has named the petitioner.

It appears that the petitioner is accused in five other cases. Statement to that effect has been made in para 3 of the petition.

Considering the aforesaid facts, this Court is not inclined to grant bail to the petitioner at present.

Accordingly, the prayer for bail of the petitioner is rejected in connection with Sessions Trial No. 732 of 2013 arising out of Sultanganj P.S. Case No. 207 of 2012 pending in the court of learned 2nd Additional Sessions Judge, Bhagalpur.

(Dinesh Kumar Singh, J)

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