

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.35270 of 2014

Arising Out of PS.Case No. -1768 Year- 2013 Thana -KATIHAR COMPLAINT CASE District-
KATIHAR

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Md. Habibur Rahman, Son of Md. Sajjad, Resident of Kuchai, P.S. Prampur,
District Katihar.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Sanjeev Kumar Singh

For the Opposite Party/s : Mr. Anil Kumar Singh(App)

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CORAM: HONOURABLE MR. JUSTICE DHARNIDHAR JHA
ORAL ORDER

2 11-02-2015

Heard both sides.

Let the petitioner surrender and show to the
Magistrate Section 88 of the Code of Criminal Procedure. The
Magistrate is advised to consider the import and purpose of framing
Section 88 Cr.P.C., which requires admission of a person to bail, if
he has been summoned to appear before a court by a Magistrate of
competent jurisdiction. The Court believes that the Magistrate shall
act as per that provision without being prejudiced that the petitioner
had preferred anticipatory bail petition up to the High Court.

The petition stands disposed of with the above noted
observations.

(Dharnidhar Jha, J.)

Sanjay/-

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