

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.46424 of 2014

Arising Out of PS.Case No. -102 Year- 2005 Thana -RAMGARHWA District-
EASTCHAMPARAN(MOTIHARI)

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1. Umesh Yadav Son of Asharfi Yadav, Resident of Village- Pirparpati, P.S.
Ramgarhwa, District- East Champaran

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ram Adya Singh, Adv.

For the Opposite Party/s : Mr. R.N.Jha (App)

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CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

2 10-04-2015 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks anticipatory bail in connection
with Ramgarhwa P.S. Case No. 102 of 2005 registered for the
offences punishable under sections 302 and 364 read with 34 of
the Indian Penal Code. The petitioner is one of the named accused
of the case.

It has been contended that though the petitioner is
named in the F.I.R. but in course of investigation no material has
transpired against him. His name has been given in the F.I.R. only
on the basis of suspicion, and in course of investigation, the
informant has already filed an application before the Investigating
Officer that the petitioner is not involved in the offence.

Be that as it may, regard being had to the gravity of offence and the serious nature of allegation made against the petitioner in the F.I.R., I am not inclined to grant anticipatory bail to the petitioner after ten years of institution of the F.I.R. Accordingly, the application for anticipatory bail is rejected. However, in case the petitioner surrenders and seeks bail, the same shall be considered on its own merits without being prejudiced in any manner by this order.

(Ashwani Kumar Singh, J)

Pradeep/-

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