

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.54088 of 2015

Arising Out of PS.Case No. -316 Year- 2015 Thana -BUXAR District- BUXAR

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1. Rajesh Yadav Son of Late Harinarayan Yadav R/o Sohni Patti, P.S. -
Buxar (Town) District - Buxar

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Awadhesh Kumar, Advocate

For the Opposite Party/s : Mr. Umeshanand Pandit(App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR
SINGH
ORAL ORDER

2 30-11-2015

Heard learned counsel for the petitioner and the
State.

Petitioner is apprehending his arrest in a case
registered for the offences punishable under Sections 364 and
120B of the Indian Penal Code.

The prosecution case is that the brother of the
informant was called and abducted by Sandeep Yadav and
asked him not to vote in the election of Chairman of the Buxar
Municipality.

It is submitted by the learned counsel for the
petitioner that the petitioner has been made accused only on
suspicion. The thrust of accusation is against Sandeep Yadav.
The victim returned of his own, but has not named the
petitioner. Hence, even assuming the accusation, no offence
under Section 364 is made out.

Considering the above submissions, the petitioner is accused in five other cases, this Court is not inclined to grant privilege of anticipatory bail to him. This is a case for consideration of prayer of regular bail of the petitioner, if the petitioner surrenders before the learned court below within a period of six weeks from today in connection with Buxar (T) P.S. Case No. 316 of 2015, pending in the court of learned Chief Judicial Magistrate, Buxar.

With the above observation this application is disposed of.

(Dinesh Kumar Singh, J)

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