

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.36418 of 2015

Arising Out of PS.Case No. -438 Year- 2014 Thana -KATIHAR District- KATIHAR

=====

Shekh Majrul @ Banwa @ Bannu, Son of Md. Ahmad Hussain, Resident of
Village- Kujibana, P.S.- Kadwa, District- Katihar.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Firoz Ahmad

For the Opposite Party/s : Mr. Anuj Kr.Srivastava(App)

=====

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR
SINGH
ORAL ORDER

02/ 08-09-2015

Heard learned counsels for the petitioner

and the State.

The petitioner is apprehending his arrest in
Katihar (Sahayak) P.S. Case No. 438 of 2014 registered for the
offences punishable under Sections 147, 149, 341, 323 and 353
of the Indian Penal Code, pending in the court of learned Chief
Judicial Magistrate, Katihar.

It is alleged that the two groups of
prisoners collided inside the jail when the petitioner was in jail
in another case and thereby prisoners obstructed the jail
authorities in discharge of official function.

It is submitted by learned counsel for the
petitioner that the accusation is not specific against the

petitioner.

Considering the fact that the occurrence took place inside the jail when the petitioner was in custody in custody in another case, in view of this Court, the present anticipatory bail application is not maintainable since his apprehension arose while he was in custody.

Accordingly, this application is dismissed.

(Dinesh Kumar Singh, J)

DKS/-

U		T	
---	--	---	--