

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Appeal (DB) No.96 of 2015

Arising Out of PS.Case No. -108 Year- 2013 Thana -KUNDWACHAINPUR District-
EASTCHAMPARAN(MOTIHARI)

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ARUN KUMAR THAKUR @ ARUN THAKUR

.... Appellant/s

Versus

The State of Bihar

.... Respondent/s

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with

Criminal Appeal (DB) No.97 of 2015

Arising Out of PS.Case No. -108 Year- 2013 Thana -KUNDWACHAINPUR District-
EASTCHAMPARAN(MOTIHARI)

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Nanhak Paswan @ Hari Paswan

.... Appellant/s

Versus

The State of Bihar

.... Respondent/s

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with

Criminal Appeal (DB) No.168 of 2015

Arising Out of PS.Case No. -401 Year- 2014 Thana -MOTIPUR District- MUZAFFARPUR

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Ved Prakash

.... Appellant/s

Versus

The State of Bihar

.... Respondent/s

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with

Criminal Appeal (DB) No.173 of 2015

Arising Out of PS.Case No. -144 Year- 2013 Thana -KASIMBAZAR District- -

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Md. Azad

.... Appellant/s

Versus

The State of Bihar

.... Respondent/s

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with

Criminal Appeal (DB) No.199 of 2015

Arising Out of PS.Case No. -175 Year- 2014 Thana -SAHEBGANJ District- MUZAFFARPUR

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SAHID BHARTI & ANR

.... Appellant/s

Versus

The State of Bihar



..... Respondent/s
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with

Criminal Appeal (DB) No.202 of 2015

Arising Out of PS.Case No. -90 Year- 2013 Thana -DEORIYA District- MUZAFFARPUR

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RAM PRAVESH BAITHA @ SATISJI @ SATISH @ RAKESH

..... Appellant/s

Versus

The State of Bihar

..... Respondent/s
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with

Criminal Appeal (DB) No.207 of 2015

Arising Out of PS.Case No. -115 Year- 2014 Thana -CHAKAI District- JAMUI

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Ganesh Das.

..... Appellant/s

Versus

The State of Bihar

..... Respondent/s
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with

Criminal Appeal (DB) No.212 of 2015

Arising Out of PS.Case No. -109 Year- 2014 Thana -CHAKAI District- JAMUI

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Majid Mian

..... Appellant/s

Versus

The State of Bihar

..... Respondent/s
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with

Criminal Appeal (DB) No.215 of 2015

Arising Out of PS.Case No. -113 Year- 2014 Thana -CHAKAI District- JAMUI

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Mantu Yadav @ Manoj Yadav & Anr.

..... Appellant/s

Versus

The State of Bihar

..... Respondent/s
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with

Criminal Appeal (DB) No.220 of 2015

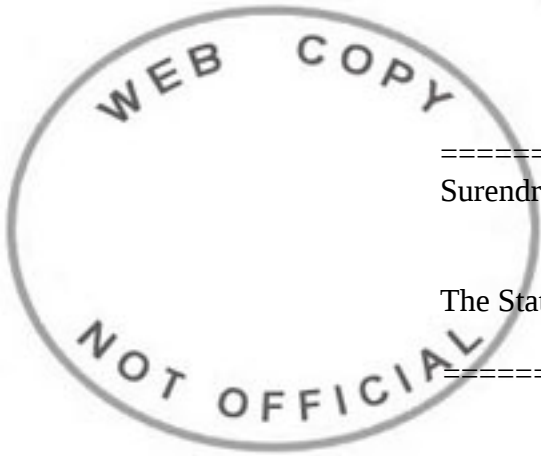
Arising Out of PS.Case No. -7 Year- 2015 Thana -MOTIPUR District- MUZAFFARPUR

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Avinash Kumar

..... Appellant/s

Versus



The State of Bihar
..... Respondent/s
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with
Criminal Appeal (DB) No.223 of 2015
Arising Out of PS.Case No. -113 Year- 2014 Thana -CHAKAI District- JAMUI
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Surendra Yadav
..... Appellant/s

Versus

The State of Bihar
..... Respondent/s
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with
Criminal Appeal (DB) No.224 of 2015
Arising Out of PS.Case No. -113 Year- 2014 Thana -CHAKAI District- JAMUI
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DHATTU @ GUTTU @ RAJESH TUDU @ DHADKU @ GETHIA & ANR.
..... Appellant/s

Versus

The State of Bihar
..... Respondent/s
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CORAM: HONOURABLE THE CHIEF JUSTICE
and
HONOURABLE MR. JUSTICE GOPAL PRASAD
ORAL ORDER
(Per: HONOURABLE THE CHIEF JUSTICE)

8 27-03-2015 These appeals are preferred under Section-21(4) of the National Investigation Agency Act (in short N.I.A. Act), feeling aggrieved by the denial of bail. A Full Bench of this Court in Criminal Appeal No.149 of 2015 and batch, took the view that unless the investigation into the case is undertaken by the N.I.A. or the N.I.A. has transferred investigation to the State Investigating Agency, the provisions of the N.I.A. Act would not apply. Therefore, the only remedy is to file an application for

bail before this Court under Section-439 of Cr.P.C.

Therefore, the registry is directed to return the files for altering the provision of law and then to number it as an application for bail and place before the concerned Court without further loss of time. The registry shall not levy any fee, whatever, in this behalf, nor shall it point out any other defect. It is also directed that in such pending matters also, the same approach shall be adopted.

(L. Narasimha Reddy,CJ)

(Gopal Prasad, J)

K.C.jha/-

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