

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.51065 of 2014

Arising Out of Pipra PS.Case No. -202 of 2014 Thana -PIPRA District-
EASTCHAMPARAN(MOTIHARI)

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1. Subodh Singh Son of Rambhu Singh Resident of Village - Madhudih,
P.S- Pipra District -East Champaran.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Umesh Chandra Verma

For the Opposite Party/s : Mr. Bharat Lal (APP)

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CORAM: HONOURABLE MR. JUSTICE I. A. ANSARI

ORAL ORDER

2 30-04-2015 This is an application, made under Section 438 of the

Code of Criminal Procedure, seeking pre-arrest bail by the

petitioner, namely, Subodh Singh, in connection with Pipra

P.S.Case No. 202 of 2014 under Sections 341/323/504/506 of the

Indian Penal Code.

Perused the above application and materials available on
record including a copy of the order, dated 05.11.2014, passed, in
A.B.P. No. 1320/2135 of 2014, by the learned Sessions Judge,
East Champaran, Motihari, rejecting the said application for pre-
arrest bail.

Heard Mr. Umesh Chandra Verma, learned counsel for the
petitioner, and Mr. Bhagat Lal, learned APP, appearing for the
State.

The High Court, while exercising its powers under Section 438 Cr.P.C., stands on the same footing as does a Sessions Judge inasmuch as a High Court and Sessions Judge have coordinate jurisdiction, while exercising power under Section 438 Cr.P.C.

Because of the nature of incriminating materials available against the petitioner, this Court is of the view that in the facts and attending circumstances of the present case, the petitioner has not been able to make out any case calling for giving him benefit of pre-arrest bail.

In view of the above and in the interest of justice, the prayer for pre-arrest bail is hereby rejected.

(I. A. Ansari, J)

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