

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.9465 of 2015

Arising Out of Purnea Sadar PS.Case No. -582 Year- 2013 Thana -
PURNEA SADAR, District- PURNIA

=====

1. Mukesh Kumar Raman Son of Sri Laxmi Safi resident of village -
Rahitpur, P.O. Misraulia, P.S. Babubarhi, District - Madhubani

.... Petitioner

Versus

1. The State of Bihar through the Vigilance Department Government of
Bihar, Patna

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Vikas Ratan Bharti

For the Opposite Party/s : Mr. Ramakant Sharma(L/O(I.C.Vig))

=====

CORAM: HONOURABLE MR. JUSTICE I. A. ANSARI
ORAL ORDER

4 09-07-2015 This is an application, made under Section 438 of the

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

petitioner, namely, Mukesh Kumar Raman, in connection with

Purnea Sadar P.S.Case No. 582 of 2013 under Sections

420/467/472/379/405/406/410/120(B) of the Indian Penal Code.

Perused the above application, materials available in the

case-diary and materials on record including a copy of the order,

dated 22.12.2014, passed, in Special Case No. 57 of 2014, by the

learned Special Judge, Vigilance-II, Patna, rejecting the said

application for pre-arrest bail.

Heard Mr. Vikas Ratan Bharti, learned counsel for the

petitioner, and Mr. R.K.Sharma, learned counsel, appearing for the

Vigilance.

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)

A.I./-

U			
---	--	--	--