

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.39906 of 2015

Arising Out of PS.Case No. -48 Year- 2007 Thana -KAMTAUL District- DARBHANGA

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1. Dhrub Narayan Singh Son of late Jogendra Singh resident of Village -
Bhikkha,P.O Bajpatti, P.s Bajpatti, District Sitamarhi.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Govind Mohan Thakur

For the Opposite Party/s : Mr. Amit Kr. Rakesh(App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR
SINGH
ORAL ORDER

2 06-10-2015

Heard learned counsels for the petitioner and the State.

The petitioner is apprehending arrest in a case registered
for the offences punishable under Sections 144,341,448,380 and
504 of the Indian Penal Code.

Though the petitioner was not sent up for trial but
differing with the final form, cognizance has been taken against
the petitioner under section 461 IPC.

The prosecution case is that in absence of the informant
on 20.7.2007 the petitioner along with others variously armed,
entered into the house of the uncle of the informant, broke the lock
and took away the boxes containing ornaments, cash and other
articles.

It is submitted by the learned counsel for the petitioner

that the accusation is omnibus and general. On conclusion of investigation, the accusation was not found true against the petitioner.

Since the case is of 2007, this court is not inclined to grant anticipatory bail to the petitioner but considering the fact that on conclusion of investigation, the accusation was not found true against the petitioner, it is a case for consideration of regular bail by the learned court below in case the petitioner surrenders within six weeks from today in connection with Kamtaul P.S. Case No. 48 of 2007 pending in the court of learned C.J.M. Darbhanga.

This application is disposed of with the aforesaid observation/direction.

(Dinesh Kumar Singh, J)

Anil/-

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