

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.35763 of 2014

Arising Out of PS.Case No. -291 Year- 2014 Thana -LAKHISARAI District- LAKHISARAI

1. Guddu Mandal Son of Krishnandan Mandal Resident of Hanuman Nagar,
P.S.- Lakhisarai (Kabaiya), District- Lakhisarai

.... Petitioner/s

Versus

1. The State of Bihar
2. Baby Mahto W/o Guddu Mandal R/o Hanuman Nagar, P.S.- Lakhisarai
(Kabaiya), District- Lakhisarai

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rabi Bhushan
For the Opposite Party/s Mr. Shailendra Kr. Singh(App)

CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR SRIVASTAVA
ORAL ORDER

04/ 19.05.2015 Heard learned counsel for the petitioner as well as learned
Addl. Public Prosecutor for the State.

Para 44 of the case diary reveals that petitioner was released
by the police after taking bond and, therefore, in my view when the
petitioner was taken into custody by police, prayer for anticipatory
bail of the petitioner is not maintainable.

Accordingly, this petition stands disposed of with direction
to the petitioner to surrender before the court of Sub divisional
Judicial Magistrate, Lakhisarai in connection with Lakhisarai
(Kabaiya) P.S. Case no. 291/2014 within four weeks from today and if
he does so, the concerned court shall pass order in accordance with
law keeping in view the principle laid down by a coordinate bench of
this court in the case of **Mahendra Prasad Singh vs The State of
Bihar reported in 2004(3) PLJR page 491.**

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(Hemant Kumar Srivastava,J)

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