

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.21747 of 2015

Arising Out of PS.Case No. -97 Year- 2014 Thana -ROSERA District- SAMASTIPUR

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1. Chhotu Chaurasiya @ Chhotu Chourasia Son of Sri Uma Shankar
Chaurasiya resident of village - Laxmipur, P.S. Rosera, District -
Samastipur

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Manish Kumar No 13

For the Opposite Party/s : Mr. Satyendra Narayan Singh(App)

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CORAM: HONOURABLE MR. JUSTICE KISHORE KUMAR
MANDAL
ORAL ORDER

2 08-07-2015

Heard both sides.

The petitioner apprehends his arrest in connection
with Rosera P.S. case no. 97 of 2014 registered under Sections
379 of the IPC.

The informant parked his motorcycle and went
inside the bank. He came out only to find his motorcycle missing.
In course of investigation, it appears that the petitioner was seen
moving around in suspicious condition near the motorcycle.
Another co- accused was arrested who in his confessional
statement named the petitioner. Learned Sessions Judge
considered the submission of the petitioner and observed as
under:-

“Considering the above submissions and

materials available on the record the prayer of anticipatory bail of the petitioner Chhotu Choursia is disposed of with a direction to the petitioner surrender before the court below and seek regular bail and while disposing the bail application the learned court below shall consider this fact that Naresh Raut on whose confessional statement the name of the petitioner figured has already been granted bail by the Hon'ble High Court Patna in Cr. Misc. No. 22068/2014 without being prejudice by this order.”

In the aforesaid circumstances, I am not persuaded to release the petitioner on anticipatory bail. Prayer is rejected.

Petitioner may surrender and seek regular bail before the learned Court below. In that event the Court below shall consider and dispose of the same on its own merit and pass appropriate orders uninfluenced by the present order.

(Kishore Kumar Mandal, J)

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