

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.46547 of 2016

Arising Out of PS.Case No. -69 Year- 2013 Thana -GOPALPUR District- BHAGALPUR

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1. Ramnath Nonia Son of Shiv Prasad Resident of Village-pachagawa P.S.
Kabarpur District Nawada

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vishwa Ranjan Choudhary

For the Opposite Party/s : Mr. Sri Kanhaiya Kishore

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA

ORAL ORDER

2 30-11-2016

Heard both sides.

The petitioner apprehends his arrest in Gopalpur P.S.
Case No. 69/2013, registered for the offences punishable under
Sections 420, 406, 467, 468, 471, 120(B) of the Indian Penal
Code.

The informant filed a complaint case on the basis of
which the present FIR was lodged. The petitioner is not named in
the FIR.

Learned counsel for the petitioner submits that there is
no allegation against the petitioner. During course of the
investigation in para 114 of the case diary, name of the petitioner
figured in the case. The petitioner is registered owner of the
vehicle. The petitioner did not prepare any sale documents.

Amarjyoti, who is named in the FIR, has already been enlarged on regular bail. The case of the petitioner stands on the better footing, as no specific allegation is made against the petitioner, but since the processes under Sections 82 and 83 Cr.P.C. has already been issued against the petitioner, therefore, the anticipatory bail petition of the petitioner is rejected.

If the petitioner surrenders before the court below within four weeks from the date of receipt/production of a copy of this order and prays for regular bail, his prayer shall be considered taking into consideration that Amarjyoti, against whom specific allegation is made, has already been enlarged on regular bail. The court below shall dispose of the bail petition preferably on the same day.

(Prabhat Kumar Jha, J.)

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