

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.42279 of 2016

Arising Out of PS.Case No. -165 Year- 2016 Thana -ALOU LI District- KHAGARIA

1. Rajendra Yadav Son of late Gohal yadav Resident of Village- Morkahi,
P.S. Alauli, District Khagaria.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bhim Kumar Yadav

For the Opposite Party/s : Mr. Shailendra Kumar Singh

CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI
SHARAN SINGH
ORAL ORDER

2 05-10-2016

Heard learned Counsel for the petitioner and
learned Additional Public Prosecutor for the State.

This application, for grant of anticipatory bail,
arises out of Allauli Police Station Case No. 165 of 2016,
disclosing offences under Sections 364/302/120B/34 of the
Indian Penal Code and Section 27 of the Arms Act, 1959.

Considering the gravity of the offences and the
fact that the role of the petitioner cannot be ruled out, who
is named in the First Information Report, I am not inclined
to grant the petitioner privilege of anticipatory bail, taking
into account Supreme Court's decision, in the case of **Jai**
Prakash Singh v. State of Bihar and Another, reported
in **(2012) 4 SCC 379**.

This application for anticipatory bail, is hereby,

rejected.

The petitioner, Rajendra Yadav, is directed to surrender before the Court below within a period of four weeks from today and seek regular bail, if so advised. If he does so, his application for regular bail shall be considered by the learned Court below on its own merit without being prejudiced by rejection of present application for grant of anticipatory bail.

(Chakradhari Sharan Singh, J.)

Prabhakar Anand/-c

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