

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 41028 of 2016

Arising Out of PS.Case No. -218 Year- 2014 Thana -BUXAR COMPLAINT CASE District-
BUXAR

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Manoj Kumar Ram, Son of Bijali Ram, Resident of Village- Rupa Pokhar,
P.S.- Rajpur, District- Buxar.

.... Petitioner

Versus

1. The State of Bihar.
2. Lalsa Devi, Wife of Manoj Kumar Ram, Daughter of Bishun Ram,
Residence of Village- Sarenza, P.S.- Rajpur, District- Buxar.

.... Opposite Parties

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Appearance :

For the Petitioner/s : Mr. Surendra Kumar Singh

For the Opposite Party/s : Mr. Sanjay Kumar Tiwary 1

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

3. 15-11-2016 Learned counsel for the petitioner, in presence of

learned Addl. Public Prosecutor, makes a prayer for allowing him

to convert this petition to an appeal under Section 449 of the

Cr.P.C.

The present petition was filed under Section 438 of
the Cr.P.C. for grant of anticipatory bail in a case, where petitioner
was earlier granted provisional bail to facilitate reconciliation
process, however; since it failed, the provisional bail in respect of
petitioner was cancelled, whereas, in respect of other accused
persons, it was confirmed.

The Court is of the opinion that instead of allowing
the petitioner to convert the present petition, the petitioner can

well be advised to file appropriate petition.

The petition stands disposed of.

(Rakesh Kumar, J.)

