

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.41398 of 2016

Arising Out of PS.Case No. -273 Year- 2016 Thana -BIHARSHARIF District- NALANDA
(BIHARSHARIFF)

=====

1. Doman Yadav son of Late Lanku Yadav Resident of Village-Baswan
Bigha, Police Station-Bihar Sharif, District-Nalanda

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Ranvijay Singh

For the Opposite Party/s : Mr. Smt. Indu Bala Pandey

=====

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA
ORAL ORDER

2 18-11-2016 Heard both sides.

The petitioner apprehends his arrest in Bihar P.S.
Case No. 273/2016, registered for the offences punishable under
Section 307 and other Sections of the Indian Penal Code.

The informant alleged that he had constructed a
house over his land but the petitioner and other accused persons
came and demolished the boundary wall of his house and
demanded Rs. 5,00,000/- as extortion.

Learned counsel for the petitioner submits that the
informant himself constructed a boundary wall over the public
road and that is why the occurrence took place. Other accused
persons have already been granted anticipatory bail but the prayer

for anticipatory bail of the petitioner was rejected on the ground that he has got criminal antecedent.

It appears that the case of the petitioner is similar to that of other accused but petitioner has got criminal antecedent and as many as three criminal cases including cases under Section 307 IPC and Arms Act are pending against him. That is why, I am not inclined to enlarge the petitioner on anticipatory bail. Accordingly, the same is rejected.

If the petitioner, so advised, surrenders in the court below within four weeks the court below shall consider the regular bail petition of the petitioner taking into consideration that similarly situated persons have been granted anticipatory bail and dispose the bail petition of the petitioner on the same day.

(Prabhat Kumar Jha, J.)

Rakhi

U		T	
---	--	---	--