

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.3308 of 2016

Arising Out of PS.Case No. -223 Year- 2015 Thana -NAUHATTA District- SAHARSA

1. Firoz @ Firoj Son of Late Rajjo Khan resident of village - Nauhatta, P.S.
- Nauhatta, District : Saharsa.

..... Petitioner/s
Versus

1. The State of Bihar.

..... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Pramod Mishra
For the Opposite Party/s : Mr. Nagendra Pd.(App)

CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

3 08-04-2016 Heard learned counsel for the petitioner and learned
counsel appearing on behalf of the State.

The petitioner is named in the F.I.R., is apprehending
his arrest in connection with Nauhatta P. S. Case No. 223/2015,
registered for offence punishable under Sections 302, 201, 120B
and 34 of the Indian Penal Code.

The case diary in the present case was called for, which
has since been received.

Learned counsel for the petitioner submits that save
and except the statement of accused Wajada Praveeen, who is said
to have stated that the petitioner and one Santosh Mahto took
away the deceased on the motorcycle, there is no other cogent
material to establish the allegation against the petitioner.

Learned counsel appearing on behalf of the State submits that a perusal of the case diary and the Post Mortem report indicates that it is a case of strangulation.

Considering the aforementioned facts and circumstances, I am not inclined to grant anticipatory bail to the petitioner and the same is accordingly, rejected.

(Anjana Mishra, J)

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