

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.8753 of 2016**

Arising Out of PS.Case No. -235 Year- 2015 Thana -MOTIHARI MUFASIL District- EAST  
CHAMPARAN (MOTIHARI)

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Arman Mian @ Md. Arman, Son of Late Sharif Ansari, resident of Village -  
Pataura, P.S. - Muffasil, District - East Champaran.

.... .... Petitioner

Versus

The State of Bihar.

.... .... Opposite Party

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**Appearance :**

For the Petitioner/s : Mr. Rakesh Kumar Shrivastava, Advocate

For the Opposite Party/s : Mr. Mukesh Kr. Singh, APP

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**CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH**

ORAL ORDER

2 02-03-2016

By way of the present application preferred under

Section 438 of the Code of Criminal Procedure, the petitioner  
has renewed his prayer for anticipatory bail in connection with  
Motihari Muffasil P.S. Case No. 235 of 2015 registered under  
Sections 341, 342, 448, 323, 324, 307, 379, 506, 376 / 511 of the  
Indian Penal Code.

2. The prayer for grant of anticipatory bail of the  
petitioner was earlier rejected by this Court on merits vide order  
dated 10.11.2015 passed in Cr. Misc. No. 52189 of 2015.

3. There is no specific change in the circumstances  
nor new facts have come. The only argument raised by the  
learned counsel for the petitioner is that after the rejection of the  
earlier anticipatory bail application, the parties have amicably

settled their difference outside the Court.

4. The FIR in the present case was registered on 12.08.2015. The offences alleged are serious in nature. They are not compoundable, even by the permission of the court. Apparently, the petitioner has not submitted to the process of law. His intention is to run away from the due process of law.

5. In absence of any change in the fact situation or in law in the present case, calling for indulgence in the second pre-arrest bail application is without any substance.

6. Accordingly, the application, being devoid of any merit, is, hereby, dismissed.

8. The court below as also the Superintendent of Police, Motihari and the S.H.O. of Motihari Muffasil Police Station are hereby directed to take all coercive steps to ensure the arrest of the petitioner and produce him before the Court.

9. Let a copy of the order be communicated to the Superintendent of Police, Motihari, East Champaran through fax forthwith for the needful.

**(Ashwani Kumar Singh, J.)**

Sanjeet/-

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