

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.12655 of 2016

Arising Out of PS.Case No. -673 Year- 2015 Thana -MUZAFFARPUR SADAR District-
MUZAFFARPUR

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Bachcha Kumar @ Arunoday Kumar, S/o Late Abhinandan Ojha, Resident
of Village-Sri Krishna Nagar, Khabra, P.S. Sadar, District – Muzaffarpur, at
present resident of Mohalla – Tinkothiya, P.S. – Mithanpura, District –
Muzaffarpur.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sanjay Kumar @ S.K.

For the Opposite Party/s : Mr. Kalyan Shankar(App)

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

ORAL ORDER

2 18-03-2016

Heard learned counsel for the petitioner and the State.

The petitioner is apprehending arrest in a case registered
for the offences punishable under Sections 411, 120(b)/34 of the
Indian Penal Code.

Prosecution case is that the informant being the Police
Officer was returning after patrolling on 20.12.2015 at 5.00 P.M.
then he received information from S.H.O. to raid the village
Khabra in the house of one Golden Kumar. The informant raided
the house of Golden Kumar and on seeing the police, 5-6 persons
tried to flee away but on chase by the Police, three persons,
namely, Md. Nehal, Md. Sonu and Md. Saif were caught and some
Mobile phones and a suspicious motorcycle were recovered from

them.

It is submitted by learned counsel for the petitioner that the petitioner's name has been roped into the present case only because the petitioner is the elder brother of the Golden Kumar. Admittedly, no recovery has been made from the petitioner.

A statement has been made in paragraph -3, that the petitioner has no criminal antecedent.

Considering the nature of accusation, this Court is not inclined to grant anticipatory bail to the petitioner.

Let the learned Court below consider the prayer for regular bail of the petitioners, if they surrender within a period of six weeks in connection with Muzaffarpur Sadar P.S. Case No. 673 of 2015 pending in the Court of C.J.M. Muzaffarpur.

Accordingly, the application stands disposed of.

(Dinesh Kumar Singh, J)

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