

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.46253 of 2016

Arising Out of PS.Case No. -398 Year- 2016 Thana -BANKA District- BANKA

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Anil Marik, Son of Dhananjay Marik, Resident of Village – Jalmarai, Police
Station – Banka, District – Banka.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ajay Mukherjee

For the Opposite Party/s : Mr. Sri Ataur Rahman

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

ORAL ORDER

02/ 22-10-2016

Heard learned counsels for the petitioner

and the State.

The petitioner is apprehending his arrest in
a case registered for the offences punishable under Sections 147,
148, 149, 341, 323, 325, 307, 504 of the Indian Penal Code and
27 of the Arms Act.

The prosecution case is that the informant
was getting the sand loaded on the truck, in the meantime, the
petitioner Anil Marik and co-accused Basudeo Yadav, Congress
Yadav, Gautam Yadav and Babulal Yadav came armed with
lathi and explosives when this petitioner enquired about the
Manager and wanted to get rupees five hundred per truck as
extortion when the informant suggested that he is going to call
the Manager then co-accused Babulal Mnadal assaulted with

lathi to the informant and the petitioner resorted to fire but it did not hit.

It is submitted by learned counsel for the petitioner that even assuming the accusation no injury has been caused to the informant and the petitioner is accused in one other case but he is on bail.

The aforesaid facts constitute ground for consideration of prayer for bail, if the petitioner surrenders before the learned court below within a period of six weeks from today in connection with Banka P.S. Case No. 398 of 2016 pending in the court of learned Chief Judicial Magistrate, Banka.

Accordingly, this application is disposed of.

(Dinesh Kumar Singh, J)

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