

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.58233 of 2015

Arising Out of PS.Case No. -143 Year- 2015 Thana -
JANDAHA District- VAISHALI(HAJIPUR)

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Raja Pathak @ Braj Raj Kumar, S/O Suresh Pathak, resident
of village- Rampur Baghel, P.S.- Sahdei (Desari O.P.)District
Vaishali

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Binod Kumar Singh. Advocate

For the Opposite Party : Mr. Uma Nath Mishra, APP

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**CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI
SHARAN SINGH**

ORAL ORDER

2 01-02-2016

Heard learned counsel for the petitioner and
learned Assistant Public Prosecutor for the State.

This application for grant of anticipatory bail
arises out of Jandaha PS Case No. 143 of 2015 disclosing
offences under Section 394 of the Indian Penal Code and
Section 27 of the Arms Act and added Section 302 of the
Indian Penal Code.

In view of the decision of the Supreme Court
in the case of ***Jai Prakash Singh vs. State of Bihar &
Another [(2014) 4 SCC 379]***, I am not inclined to grant
the privilege of anticipatory bail to the petitioner. This
application is accordingly rejected.

The petitioner is directed to surrender before

the court below within a period of four weeks from today and seek regular bail, if so advised. If he does so, his application for regular bail, in connection with Jandaha PS Case No. 143 of 2015, shall be considered on its own merits without being prejudiced by rejection of the present application for anticipatory bail.

(Chakradhari Sharan Singh, J)

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