

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.30213 of 2017

Arising Out of PS.Case No. -10 Year- 2017 Thana -MUZAFFARPUR SADAR District-
MUZAFFARPUR

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Deep Prakash @ Golu S/o Sri Dinesh Sah Resident of Village Sherpur, P.S.
Sadar, District Muzaffarpur.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

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

For the Opposite Party/s : Mr. Sri Chandra Bhushan Prasad

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR
ORAL ORDER

2 06-07-2017 Heard learned counsel for the petitioner and the
learned APP appearing on behalf of the State.

Petitioner apprehends his arrest in connection with
Sadar P.S. Case No.10 of 2017 registered under Sections 399, 402,
414 of the Indian Penal Code and Sections 25(1-B)A/26/35 of the
Arms Act.

Allegation is that on receiving secret information that
some criminals had assembled in an abandoned house, police
reached at the spot and apprehended one person Saurabh @
Kartikesh Pathak but the rest escaped away. One country made
pistol with two live cartridges were recovered from possession of
Saurabh. The police also recovered two motorcycles one
belonging to the petitioner.

Learned counsel for the petitioner submits that all the



accused persons are of the same village and in fact the petitioner was not involved in the said offence rather he had given his motorcycle on the request of Saurabh @ Kartikesh Pathak and this petitioner has no criminal antecedent.

However, it appears that despite disclosure of the name of the petitioner by co-accused about his presence, his motorcycle was also recovered from the spot; so prayer for anticipatory bail on behalf of the petitioner is rejected in connection with Sadar P.S. Case No.10 of 2017, pending in the court of the learned Chief Judicial Magistrate, Muzaffarpur.

However, if the petitioner surrenders and seeks regular bail, the same shall be considered on merit without being prejudiced by this order.

(Arun Kumar, J.)

S.Kumar/-

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