

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.17869 of 2017

Arising Out of PS.Case No. -13 Year- 2017 Thana -BAUSI District- PURNIA

- =====
1. Kailash @ Bijendra Roy, Son of Late Kutai Roy, Resident of village -
Milik Tola, P.S. Baisi, District - Purnea
2. Md. Ajmal @ Ajmul, Son of Hamadul, Resident of village - Palapur,
P.S. Balrampur, District - Katihar

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bijendra Kumar Singh

For the Opposite Party/s : Mr. Sri Madan Kumar

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CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA
ORAL ORDER

3 20-07-2017 Heard learned counsel for the petitioners and the

learned A.P.P. for the State.

The petitioners apprehend their arrest in connection
with Baisi P.S. Case No. 13 of 2017 registered under Sections 395
and 397 of the Indian Penal Code.

The accusation is that in the night of 03.02.2017, five
miscreants entered in the courtyard of the informant and started to
commit dacoity on the point of knife. Thereafter, all miscreants
started to flee away then informant and his family members tried
to catch hold and two miscreants were apprehended, who
disclosed their names as Abdul Gani and Rehan and also disclosed
the name of their associates as Kailash @ Bijendra Rai (petitioner



no.1), Md. Hasim and Md. Ajmal (petitioner no. 2).

Learned counsel for the petitioners submits that petitioners were not apprehended at the spot rather their name have surfaced in the confessional statement Abdul Gani and Rehan, who were caught hold at the spot.

Having considered the facts and circumstances of the case and the nature of allegation against the petitioners, I am not inclined to grant anticipatory bail to the petitioners. Accordingly, his prayer for grant of anticipatory bail stands rejected. The petitioners are directed to surrender before the trial court within four weeks and pray for regular bail, which would be considered by the trial court in accordance with law without being prejudiced by the order of this Court.

(Rajendra Kumar Mishra, J)

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