

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.16321 of 2017

Arising Out of PS.Case No. -37 Year- 2003 Thana -SINGHESHWAR District- MADHEPURA

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1. Arbind Yadav @ Arbind Kumar Yadav Son of Late Rajendra Yadav,
Resident of Village- Laraha, P.S. Singheshwar, District- Madhepura.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Praveen Kumar Agrawal

For the Opposite Party/s : Mr. Sri Umanath Mishra

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA
ORAL ORDER

4 07-07-2017 Heard both sides.

The petitioner apprehends his arrest in Singheshwar
P.S. case No. 37 of 2003 under Section 302/34 of the Indian Penal
Code.

The informant alleged that petitioner was in search of
his brother, Surendra Yadav, on the allegation that Surendra
Yadav committed theft in his house. Thereafter, Surendra Yadav
was stabbed to death.

The learned counsel for the petitioner submits that
the case was registered against unknown. Save and except
suspicion, there is no material against the petitioner but it appears
that police after investigation submitted charge sheet on
19.05.2005 and cognizance of the offence was taken against the



petitioner. The petitioner was not appearing in court for last 12 years. Thereafter, the petitioner filed this anticipatory bail petition.

Considering the fact that petitioner has approached this court for grant of anticipatory bail after 12 years of the order taking cognizance, I am not inclined to enlarge the petitioner on anticipatory bail. Accordingly, the same is rejected.

If the petitioner surrenders in the court below the learned court below shall consider the prayer for regular bail of the petitioners on its own merit without being prejudiced from the order of this court.

(Prabhat Kumar Jha, J)

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