

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.84 of 2017

Arising Out of PS.Case No. -376 Year- 2015 Thana -PHULWARI District- PATNA

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Vakil Chauhan, son of Bijay Kumar Chauhan, Resident of Village -
Ranipur, P.S.- Phulwarisharif, Distt.- Patna.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Arvind Prasad Singh, Advocate

For the Opposite Party : Smt. Reena Sinha(APP)

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 10-01-2017 Heard learned counsel for the petitioner and the

State.

The petitioner apprehends his arrest in
Phulwarisharif P.S. Case No. 376 of 2015 instituted for the
offence under Sections 143, 341, 323, 354, 504/34 of Indian Penal
Code.

It is alleged that name of this petitioner has come in
the confessional statement of co-accused Arun Kumar @ Sanichar
who has been identified by the villagers.

It has been submitted on behalf of the petitioner that
co-accused Bichhua Paswan with similar allegation has been
granted anticipatory bail by learned Addl. Sessions Judge-II, Patna
vide ABP No. 3660 of 2015 order dated 27.08.2015 but the same



court has rejected the anticipatory bail petition of this petitioner. This court failed to understand the reason for passing different order with respect to this petitioner. Allegation against this petitioner is also same and similar.

Be that as it may, in the facts that petitioner's name has come in the confessional statement of co-accused Arun Kumar @ Sanichar, in the event of surrender/arrest of the petitioner, named above, within six weeks from today in connection with Phulwarisharif P.S. Case No. 376 of 2015, he shall be released on anticipatory bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate-1st Class, Patna, subject to the conditions as laid down under Section 438(2) Cr.P.C. The Criminal Miscellaneous petition is accordingly allowed.

(Sanjay Priya, J.)

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