

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.52924 of 2017

Arising Out of PS.Case No. -1 Year- 2017 Thana -DARBHANGA RAIL P.S. District-
SAMASTIPUR

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Lal Babu Mahto @ Kari Mahto, son of Ramadhar Mahto, resident of
Village Bherrahiya Tola, PS Bela District Samastipur.... Petitioner

Versus

The State of Bihar Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Pushpendra Kumar Singh
For the Opposite Party/s : Mr. Sri Zainul Abedin

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR
ORAL ORDER

2 09-11-2017 Heard learned Counsel for the petitioner and the State.

Petitioner apprehends his arrest in connection with Rail
Darbhanga (Sitamarhi) PS Case No. 01 of 2017 registered under
Sections 379 and 411 of the IPC.

Learned Counsel for the petitioner submits that the stolen
motorcycle was marked by one Gunjan Yadav in his house and
another case regarding recovery of motorcycle he has been granted
bail by a coordinate Bench of this Court.

However, from the impugned order it appears that this
petitioner was declared absconder and charge-sheet was submitted
showing the petitioner as absconder, so petition for anticipatory bail
was not maintainable on that account.

This application is accordingly rejected.

However, the petitioner may surrender and seek regular bail,
which shall be considered on its own merit without being influenced
by the present order of this Court.

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(Arun Kumar, J.)

