

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.2830 of 2017

Arising Out of PS.Case No. -244 Year- 1994 Thana -ARA NAGAR District- BHOJPUR

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1. Kedar Nath Thakur @ Kedar Thakur, S/o Late Rajdeo Thakur, resident of
Village - Navadih, P.S. - Sikratha, District - Bhojpur.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Krishna Prasad Singh
Mr. Mithilesh Kumar Singh

For the Opposite Party/s : Mr. Sri Manish Kumar 2

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 09-02-2017 The petitioner is in custody since 04.11.2016 in

connection with Ara Town P.S. Case No. 244 of 1994, registered

for offences punishable under Sections 302/34, 324, 307 of the

Indian Penal Code

It has been submitted on behalf of the petitioner that
though the present case is of the year 1994 but since the petitioner
has no knowledge about the dismissal of his anticipatory bail
petition in the year 2000, he could not surrender as he is in
military services and when he came to know about the said fact, he
himself surrendered on 04.11.2016. It has further been submitted
that the petitioner has no concern with the present case as on the
alleged date of occurrence, he was actively doing his duty in
military services.



Heard learned A.P.P. also.

Having heard both sides, from perusal of the impugned order, it appears that petitioner was declared absconder as he was absconding since 1994 as such, I am not inclined to grant the petitioner, the privilege of regular bail at this stage, it is accordingly rejected.

However, considering the fact that some of the accused has already appeared in this case, learned Court below is directed to expedite the commitment of the case and if necessary may separate the case of the petitioner from other co-accused persons who have already appeared in this case and try to conclude the trial as early as possible.

(Vinod Kumar Sinha, J)

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