

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.11005 of 2017

Arising Out of PS.Case No. -561 Year- 2016 Thana -KISHANGANJ District- KISANGANJ

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1. Mister, Son of Bajlur Rahman @ Bazaru Laua @ Bajlur Rahman Ansari,
Resident of Bararo, Police Station- Kishanganj, District- Kishanganj.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dilip Kumar Singh, Advocate

For the Opposite Party/s : Mr. Mr. Manoj Kumar (APP)

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CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN SHARMA
ORAL ORDER

2 20-03-2017 Heard learned counsel for the petitioner and learned
counsel representing the State.

The petitioner apprehends his arrest in connection
with Kishanganj P.S. Case No. 561 of 2016, registered for the
offences punishable under Sections 392 of the Indian Penal Code
and Section 25(1-b)a/26/35 of the Arms Act.

Allegedly, one co-accused Babar was apprehended
and two others namely the petitioner and Muzzamil succeeded in
fleeing away and it is alleged that the petitioner took away the bag
containing cash and fled away and from Babar one loaded country
made pistol and one live cartridge were recovered.

Submission is of false implication and that the
petitioner was not apprehended at the spot, nothing has been



recovered from his possession, he has got no criminal antecedent and, as such, the petitioner deserves sympathetic consideration.

The learned A.P.P. opposes the prayer of pre-arrest bail by submitting that in this case T.I.P. is required.

In the facts and circumstances as stated above, I am not inclined to grant privilege of pre-arrest bail to him and accordingly his such prayer stands rejected in connection with Kishanganj P.S. Case No. 561 of 2016, pending in the Court of learned Chief Judicial Magistrate, Kishanganj.

(Jitendra Mohan Sharma, J.)

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