

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.22817 of 2017

Arising Out of PS.Case No. -2 Year- 2016 Thana -NARAYANPUR ANANT RPF/POST District-
SARAN

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Kanhai Kumar @ Kanhaiya Kumar Son of Prem Thakur, Resident of
Village- Hari Shankar Maniyari, P.S.- Maniyari, District- Muzaffarpur.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

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

For the Opposite Party/s : Sri Shyam Bihari Singh, APP

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CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

2 06-06-2017 Heard learned counsel for the petitioner and the State.

Petitioner is apprehending his arrest in NRPA
(Narainpur Anant) R.P.F. Post Case no. 2 of 2016 for the offences
registered under Sections 3 of the R.P. (U.P.) Act.

It is alleged that petitioner along with other accused
persons were committing theft of railway property at Silaut
Railway Station and on being chased they fled away. While
fleeing away petitioner and one another were identified in the
torch light.

It has been contended on behalf of the petitioner that
he has got no criminal antecedent. He has falsely been implicated
in the present case. Neither any railway property was recovered
from the possession of the petitioner nor there is any specific overt



act against him. It is further submitted that one similarly situated co-accused has been granted anticipatory bail by a Bench of this Court in Cr. Misc. no. 9583 of 2017, which is Annexure-2 to the petition.

Considering the facts and circumstances of the present case, let petitioner, above named, in the event of arrest or surrender within a period of four weeks from the date of receipt/production of a copy of this order, be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Railway Judicial Magistrate, Sonapur, Saran , in connection with the aforesaid P. S. Case number, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(S. Kumar, J)

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