

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.32011 of 2017

Arising Out of PS.Case No. -184 Year- 2015 Thana -BIBHUTIPUR District- SAMASTIPUR

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Shivam Kumar @ Bhola Singh, Son of Tuna Singh, Resident of
Chiranjivipur Shahpur, P.S.- Bachavada, District- Begusarai.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Alok Kumar Sinha, Advocate

For the Opposite Party : Mr. Sri Kanhaiya Kishore (APP)

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CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN SHARMA
ORAL ORDER

3 21-08-2017 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner apprehends his arrest in connection
with Bibhutipur P.S. Case No. 184 of 2015, registered for the
offence punishable under Section 394 of the Indian Penal Code.

The petitioner is not named in the F.I.R. During
investigation, his name transpired in the confessional statement of
co-accused Ritlal Mallik and Munna Jha.

Submission is of false implication and that nothing
has been recovered from the house of the petitioner. There is no
legal evidence against the petitioner and, as such, the petitioner
deserves sympathetic consideration.

The learned A.P.P. opposes the prayer of pre-arrest



bail by submitting that the T.I.P. is required in this case.

In the facts and circumstances as stated above, as investigation is still going on and, as such, I am not inclined to grant privilege of pre-arrest bail to him and accordingly his such prayer stands rejected in connection with Bibhutipur P.S. Case No. 184 of 2015, pending in the Court of learned A.C.J.M., Rosera, District- Samastipur.

(Jitendra Mohan Sharma, J.)

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