

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.25493 of 2017

Arising Out of PS.Case No. -409 Year- 2015 Thana -BIHTA District- PATNA

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RAJESHWAR PRASAD GUPTA @ RAJESHWAR PRASAD GUPT son
of Late Duraga Prasad, R/o- village- Katesar, P.S.- Bihta, District- Patna.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Prithvi Nath Mishra

For the Opposite Party/s : Mr. Sri Ram Bilash Roy Raman

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CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

3 06-07-2017 Heard learned Counsel for the petitioner and learned
Additional Public Prosecutor for the State.

This application, for grant of anticipatory bail, arises
out of Bihta Police Station Case No. 409 of 2015, disclosing
offences under Sections 147, 148, 149, 341, 323, 325, 307, 353,
332, 333, 152 and 153(A) of the Indian Penal Code.

Learned counsel for the petitioner has submitted that
there is general and omnibus allegation against this petitioner
and no specific overt act is attributed to him. In fact, altogether
60 known and 150 unknown persons have been named in the
F.I.R. and this petitioner who is said to be a member of mob
only has been implicated in this case due to village politics. The
petitioner who is aged about 72 years is innocent and has not
committed any offence. Moreover, 15 co-accused persons have



been granted anticipatory bail vide Cr. Misc. No. 55297 of 2016 by a co-ordinate Bench of this Court. Hence, the petitioner also deserves the privilege of anticipatory bail.

Considering the facts and circumstances of the case, let the petitioner, above named, in the event of his arrest or surrender before the Court below within six weeks, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate, Danapur, in connection with Bihta Police Station Case No. 409 of 2015, subject to the condition laid down under Section 438 (2) of the Code of Criminal Procedure.

(Arvind Srivastava, J)

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