

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.49516 of 2017

Arising Out of PS. Case No.-99 Year-2017 Thana- MAHESI District- Saharsa

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Gautam Kumar Choudhary @ Gautam Kumar son of Gopal Choudhary @
Raj Kishor Chaudhary, resident of Village- Mahishi, P.S.- Mahishi, District-
Saharsa. Petitioner

Versus

The State of Bihar Opposite Party

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Appearance :

For the Petitioner/s : Mr. Pawan Kumar

For the Opposite Party/s : Mr. SRI TARKESHWAR NATH THAKUR

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**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA**

ORAL ORDER

2 18-10-2017 Heard learned counsel for the petitioner and learned APP
for the State.

The petitioner apprehends his arrest in connection with
Mahishi P. S. Case No. 99 of 2017 registered for the offences
punishable under Sections 341, 323, 379, 384, 504, 506/34 of
the Indian Penal Code.

Allegedly, the petitioner and other two co-accused being in
drunken condition stopped the tractor of the informant and
demanded Rs. 5,00/- per trip ransom and due to refusal they
attacked on the informant and his tractor and co-accused
Kundan Kumar snatched Rs. 1500/- from the pocket and the
petitioner damaged the glass of the vehicle and other snatched
silver chain. Dilip Paswan and Harishankar Singh intervened
into the matter and saved the informant and then the three
miscreants fled away towards north after causing threats.



Submission is of false implication and that the informant has dashed the boy with the tractor, resulting some altercation and he has lodged the false case. The prosecution story appears not probable and reliable and the petitioner has got no criminal antecedent and as such the petitioner deserves sympathetic consideration.

Learned APP opposes the prayer of pre-arrest bail.

In the facts and circumstances stated above, considering the allegation attributed against the petitioner, this Court is not inclined to grant privilege of pre-arrest bail to the petitioner and accordingly, his such prayer stands rejected.

(Jitendra Mohan Sharma, J)

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