

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.26026 of 2017

Arising Out of PS.Case No. -1096 Year- 2017 Thana -MANSI RPF/POST District- KHAGARIA

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Gagandeo Paswan Son of Late Dhana Paswan, resident of Village-
Madarpur, Police Station Mahesh Khut, District Khagaria.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Shivendra Kumar Sinha, Advocate.

For the Opposite Party : Mr. Binod Kumar, APP.

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 07-07-2017 Heard both sides.

The petitioner apprehends his arrest in Mansi R.P.F.
P.S. Case No. 1096 of 2017 registered for the offence punishable
under Section 153 of the Railway Act.

The petitioner is alleged to have left his motorcycle on
the railway track at 10:45 AM on 17.04.2017 causing disturbance
in smooth running of the train and put lives of many passengers in
danger.

Learned counsel for the petitioner submits that the
petitioner is a constable and he lodged Rail Mansi (Mahesh Khut)
P.S. Case No. 11 of 2017 for theft of his motorcycle. The
motorcycle of the petitioner was stolen in the morning but, it
appears that Rail Mansi (Mahesh Khut) P.S. Case No. 11 of 2017



at 5:00 PM, whereas the RPF reported about lying of the motorcycle on the railway track at 10:45 AM. The petitioner lodged the case in order to save his own skin.

Considering the facts aforesaid and the fact that the petitioner left his motorcycle on the railway track putting lives of many passengers in danger, I am not inclined to enlarge the petitioner above named on anticipatory bail. Accordingly, the same is rejected.

(Prabhat Kumar Jha, J.)

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