

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.5354 of 2018

Arising Out of PS.Case No. -188 Year- 2017 Thana -BAUSI District- PURNIA

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1. GULAM RABBANI @ MD.GULAM RABBANI S/o Mustaque
Ahmand, R/o Village- Mahsail, P.S.- Routa, District- Purnea.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bijendra Kumar Singh

For the Opposite Party/s : Smt. Gulnar Begam

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**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA**

ORAL ORDER

2 07-02-2018 Heard both sides.

The petitioner apprehends his arrest in Baisi P.S. Case
No.188 of 2017 registered under Sections 323, 341, 353, 387, 504,
506 of the Indian Penal Code.

The informant, Clerk of Sub-divisional Office, Baisi
alleged that the petitioner came to enquire about the status of his
case No.257(M) of 2017 initiated under Section 144 of the Cr.P.C.
The petitioner began to abuse and assaults the informant. The
informant further alleged that the petitioner snatched the file and
torn the same. The informant alleged that the occurrence took
place in presence of Advocates and other staff of the court.

The learned counsel for the petitioner submits that
false allegation is made against the petitioner. The period of



proceeding initiated under Section 144 Cr.P.C. has elapsed on account of negligence of the Bench Clerk and that is why the petitioner raised objection. In order to save his own skin, the Bench Clerk filed this false case but it appears that informant made specific allegation that the petitioner entered into the office and abused the informant and others and torn the official records of the case.

Considering the facts aforesaid, I am not inclined to enlarge the petitioner on anticipatory bail. Accordingly, the same is rejected.

(Prabhat Kumar Jha, J)

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