

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.702 of 2018

Arising Out of PS.Case No. -186 Year- 2016 Thana -PALIGANJ District- PATNA

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Arun Yadav, S/o Late Turan Yadav, R/o Village- Rampur Nagar, P.S.-
Paliganj, District- Patna.

.... Petitioner

Versus

The State of Bihar Opposite Party

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Appearance :

For the Petitioner/s : Mr. Amitesh Kumar, Advocate

For the Opposite Party/s : Mr. Shyam Kumar Singh, APP

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CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH

ORAL ORDER

2 11-01-2018 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks pre-arrest bail in connection
with Paliganj P.S. Case No. 186 of 2016 registered under
Sections 420, 467, 468, 471, 120B, 323, 506 and 504 read with
34 of the Indian Penal Code.

It is submitted by the learned counsel for the
petitioner that basically a civil dispute has been given a colour
of criminal case. There is no truth behind the allegation made in
the complaint, which was referred to the police for investigation
and registration of FIR in exercise of powers conferred under



Section 156(3) of the Cr. P.C. in contravention of the law laid down by the Supreme Court in **Priyanka Srivastava & Anr. Vs. State of Uttar Pradesh & Ors. [(2015) 6 SCC 287]**.

Learned counsel for the State opposed the application for grant of pre-arrest bail to the petitioner.

Be that as it may, taking into consideration the facts and circumstances of the case and the nature of allegation, in the event of arrest or surrender in the court below within six weeks from today, the petitioner is directed to be released on bail on furnishing bail bond of Rs. 10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of the learned S.D.J.M., Danapur, Patna in connection with Paliganj P.S. Case No. 186 of 2016 subject to the conditions as laid down under Section 438(2) Cr. P.C.

(Ashwani Kumar Singh, J.)

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