

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.45572 of 2018

Arising Out of PS. Case No.-14 Year-2016 Thana- SAHODARA District- West Champaran

Rohit Sahni S/o Suresh Sahni, resident of Village- Parsa Dih, P.S. Sahodara,
District- West Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sanjeev Kumar

For the Opposite Party/s : Mr. Uma Shankar Prasad Singh

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 14-08-2018 Heard learned counsel for the petitioner and learned APP
for the State.

Petitioner apprehends his arrest in Sahodara P.S. case no.
14/2016 instituted for the offence under Section(s) 25(1-B)a/
26/35 of the Arms Act.

In the written report filed by the Forest Officer, it is
alleged that on 29.1.2016 at 3AM, while he was on patrolling
duty he heard a sound of firing in the forest. On search, one
deer was found dead. The informant also found one country
made gun which was loaded and caught hold this petitioner
along with one other person, namely, Imarani Mian, when they
were trying to flee away on bike. The petitioner was kept in the
room of the forest office, but he fled away by breaking the
window of the room.



Learned counsel for the petitioner has submitted that seizure list has been prepared which does not contain the signature of this petitioner. The name of this petitioner has been disclosed by co-accused Imarani Mian in his confessional statement. This Court finds from the written report itself that this petitioner was also apprehended along with Imarani Mian. But petitioner managed to run away by breaking the window of the room.

Therefore, this Court is not inclined to grant anticipatory bail to the petitioner. Prayer for anticipatory bail of the petitioner stands rejected.

Petitioner may surrender before the Court below and make prayer for regular bail which shall be considered and disposed of on its own merit in accordance with law without being prejudiced by the present order.

(Sanjay Priya, J)

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