

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.52344 of 2018

Arising Out of PS.Case No. -441 Year- 2018 Thana -BHABHUA District- BHABHUA (KAIMUR)

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Devendra Upadhaya S/o Raj Narayan Upadhaya, R/o Vill.- Bhabhua Town,
Ward No. 2, P.S.- Bhabua, District- Kaimur (Bhabhua).

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Kamendra Pd. Singh

For the Opposite Party/s : Mr. Zainul Abedin

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 10-09-2018 Heard learned counsel for the petitioner and learned APP for
the State.

The petitioner is apprehending his arrest in a case registered
under Sections 147, 341, 323, 353, 504, 506 of the Indian Penal
Code.

The prosecution case, in brief, is that the accused persons
including the petitioner had blocked the road and they were raising
slogan against police administration.

It has been submitted on behalf of the petitioner that the
petitioner has got no criminal antecedent. There is no allegation of
tampering of witnesses alleged against the petitioner. The
petitioner has been made accused in this case due to mistake of
fact. No specific overt act has been attributed against the



petitioner. General and omnibus allegation has been made against the petitioner.

On behalf of the State, it is submitted that the petitioner is named in the Complaint Case/F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner, above named, in the event of arrest/surrender before the learned court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Kaimur at Bhabua in connection with Bhabua P.S. Case No. 441 of 2018, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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