

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.62683 of 2018

Arising Out of PS. Case No.-202 Year-2017 Thana- MAKHDUMPUR District- Jehanabad

Butai Yadav, Son of Ramdhyan Yadav, Residents of Village- Dhav Kakariya,
P.S.- Makhdumpur, District- Jehanabad.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Umesh Kumar

For the Opposite Party/s : Mr. Sri Surendra Kumar

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

2 13-12-2018

Heard learned counsel for the parties.

Petitioner is apprehending arrest in connection with
Makhdumpur PS Case No. 202 of 2017 for the offence under
Sections 341, 323, 307, 504, 506 and 34 of the Indian Penal
Code.

Learned counsel appearing for the petitioner submits
that the petitioner was not present at the place of occurrence and
as such his involvement in commission of the crime is patently
false. He further submits that petitioner has no criminal
antecedent.

Considering the plea of the petitioner as to alibi this
application is disposed of with a direction to the court below to
verify the plea of the petitioner and if it is found on enquiry that
the petitioner's contention as to alibi is correct the court below



will consider the case of the petitioner on surrender and take appropriate decision within a period of one month from the date of receipt of the enquiry report in this regard.

In the meanwhile, there shall be no coercive step against this petitioner.

(Anil Kumar Upadhyay, J)

mrl./-

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