

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.18892 of 2018**

Arising Out of PS.Case No. -214 Year- 2017 Thana -BELHAR District- BANKA

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1. Md. Daud Ahsari @ Laddan Mian @laddan Son of Late Md. Soin Ansari  
Resident of Village-Ramjan Ali Lane. Brahapura, PS. Ishakchak, Distt.-  
Bhagalpur.

.... .... Petitioner/s

Versus

1. The State of Bihar

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Pravin Kumar Sinha

For the Opposite Party/s : Mr. Sri Harendra Prasad

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**CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA**  
**ORAL ORDER**

4      30-04-2018                      The petitioner is apprehending his arrest in connection  
with Belhar P.S. Case No. 214 of 2017, registered for offences  
punishable under Section 379 of the Indian Penal Code.

Allegation against the petitioner and ors as per F.I.R. is  
of commission of theft of the battery used in the Mobile tower of  
the B.S.N.L.

It has been submitted on behalf of the petitioner that  
petitioner is not named in the F.I.R. and his name has transpired  
during the investigation only on the basis of confession of other  
co-accused of this case.

Heard learned A.P.P. also.

Having heard both sides, considering the facts and  
circumstances of the case and nature of allegation, I am not



inclined to grant the privilege of anticipatory bail to the petitioner.  
Accordingly this application is dismissed.

However, the petitioner may surrender before the court below and pray for regular bail and if any such application is filed, the court below shall consider the same on the basis of material available on record and shall pass an appropriate order, if possible, on same day.

**(Vinod Kumar Sinha, J)**

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