

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.30217 of 2018

Arising Out of PS. Case No.-259 Year-2011 Thana- MARHAURA District- Saran

Krishna Prasad Rai @ Krishna Rai, Son of Ramji Rai, Resident of Village-
Poji Bhualpur, P.S.- Madhaura, District- Saran at Chapra.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rakesh Kumar Tiwary, Advocate
For the Opposite Party/s : Mr. Madan Kumar, APP

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

3 28-06-2018 Heard learned counsel for the petitioner and the
State.

The petitioner apprehends arrest in Madhaura P.S.
Case No. 259 of 2011 instituted for the offence under Sections
147,148,149,353,332,307 of the IPC and Section 27 of the Arms
Act.

It is alleged in the written report that police party
reached to arrest the petitioner who was accused in Madhaura
P.S. Case No. 135 of 2011 for the offences under Sections 25(1-
b)a, 26(ii) of the Arms Act and Section 47 (A) of the Bihar
Excise Act as well as other Sections of the Indian Penal Code as
mentioned in the written report. The family members of the
petitioner and other accused person as mentioned in the written
report started pelting stones and also made firing on the police



party causing obstruction in discharge of official duty. The petitioner managed to run away from the clutches of the police party. It is mentioned in paragraph 3 to the petition that petitioner have two other cases pending against him.

As such from the written report itself, it appears that by causing obstruction in discharging official duty, the petitioner who is accused in the case for which police has gone to arrest him, managed to escape. The petitioner has criminal antecedent also.

Therefore, this Court is not inclined to grant anticipatory bail to the petitioner.

Accordingly, this anticipatory bail petition stands rejected.

The petitioner is directed to surrender in the court below within six weeks from today and seek regular bail which will be considered by the court below in accordance with law, without being prejudiced by this order.

(Sanjay Priya, J)

khushbu/-

U		T	
---	--	---	--

