

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.22350 of 2018

Arising Out of PS.Case No. -183 Year- 2012 Thana -BIKRAMGANJ District- SASARAM
(ROHTAS)

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Ramnawaj Khan @ Raju @ Md. Anwar Hussain, S/o Iltaf Hussain , R/o
Vill.- Bikramganj, P.S.- Bikramganj, District- Rohtas.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Rakesh Ranjan, Advocate

For the Opposite Party/s : Mr. Arun Kumar Pandey, APP

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CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH

ORAL ORDER

2 27-04-2018 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks pre-arrest bail in connection
with Bikramganj P.S. Case No. 183 of 2012 registered under
Sections 147, 148, 149, 160, 341, 232, 342, 337, 338, 426, 114,
116, 186, 353, 307 of the Indian Penal Code and Section 3(2)(c)
of the Public Property Act, 1984.

It is submitted by the learned counsel for the
petitioner that co-accused Md. Uttam Kashyap @ Uttam Singh,
Md. Saddam Khan and Mote Khan having identical allegation



have already been granted pre-arrest bail vide orders dated 11.09.2012 and 16.05.2013 passed in Cr. Misc. Nos. 33271 of 2012 and 17428 of 2013 respectively. It is further contended that the petitioner is apprehending his arrest on mistaken identification. His name is Md. Anwar Hussain and he is son of Md. Itaf Hussain and his nick name is Raju. Since one of the accused namely Ramnawaj Khan also bears nick name as Raju, the police upon wrong identification without proper verification are chasing the petitioner.

Learned counsel for the State opposed the application for grant of pre-arrest bail to the petitioner. However, he admitted that co-accused Md. Uttam Kashyap @ Uttam Singh, Md. Saddam Khan and Mote Khan have already been granted pre-arrest bail by a Bench of this Court.

Considering the submissions made above, in the event of arrest or surrender in the court below within six weeks from today, the petitioner is directed to be released on bail on furnishing bail bond of Rs. 10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of the learned A.C.J.M., Bikramganj, Rohtas in connection with Bikramganj P.S. Case No. 183 of 2012 subject to the conditions



as laid down under Section 438(2) Cr. P.C.

(Ashwani Kumar Singh, J.)

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