

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.14299 of 2018**

Arising Out of PS.Case No. -3 Year- 2017 Thana -BAKHTIYARPUR RPF/POST District- PATNA

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1. SANTOSH KUMAR @ SANTOSH YADAV S/o Mahendra Yadav, R/o  
 Village- Patuana, P.S.- Bihar, District- Nalanda.

.... .... Petitioner/s

Versus

1. The State of Bihar

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

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**Appearance :**

For the Petitioner/s : Mr. Raj Kishor Prasad

For the Opposite Party/s Mr. Rajendra Nath Jha

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**CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR**  
**SRIVASTAVA**  
 ORAL ORDER

02/ 06.04.2018                      Heard learned counsel for the petitioner as well as  
 learned Addl. Public Prosecutor for the State.

Petitioner apprehends his arrest in connection with  
 RPF Post Bakhtiyarpur P. S. case no. 03/2017 registered  
 under section 3 RP(UP) Act.

The accusation against the petitioner is that he  
 along with FIR named accused Lalan Kumar Yadav was  
 trying to commit theft of railway property but fortunately,  
 Lalan Kumar Yadav was caught on the spot whereas the  
 petitioner managed to escape. The name of the petitioner  
 was disclosed by apprehended accused.

Regard being had to facts and circumstances as  
 well as submissions of the parties, I am not inclined to



extend the privilege of anticipatory bail to the petitioner and accordingly, his prayer for anticipatory bail stands rejected. However, petitioner is directed to surrender before the court below within six weeks from today and if he does so and seeks regular bail, the concerned court shall consider regular bail application of petitioner on its own merit without being prejudiced by this rejection order.

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(Hemant Kumar Srivastava,J)

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