

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.35113 of 2018

Arising Out of PS.Case No. -158 Year- 2018 Thana -GAYA KOTWALI District- GAYA

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Sanjay Das @ Sanjay Kumar Das Son of Nanda Das Resident of Village-
Pakkl Sangat, Gopalganj Road, Manpur, P.S. Buniyadganj, District- Gaya.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Deepak Kumar

For the Opposite Party/s : Mr. Md. Iftekhar Mahmood

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 24-07-2018

Heard learned counsel for the petitioner.

Petitioner apprehends his arrest in connection with Gaya Kotwali P.S.Case No. 158 of 2018 registered for the offences punishable under Sections 302/34, 120B of the Indian Penal Code and 27 of the Arms Act.

Allegation as per FIR is that dead body of Jahangir was found and it is alleged that petitioner in conspiracy has killed the deceased.

Submission of learned counsel for the petitioner is that petitioner has been made accused only on the basis of suspicion as he happens to be nephew of Mahant Lakhan Das, with whom there is land dispute with the informant from before and petitioner has no criminal antecedent.



Heard learned APP and learned counsel for the informant. They have opposed the prayer for anticipatory bail stating that petitioner has criminal antecedent, which will appear from paragraph-70 of the case diary.

Having heard both sides and in the facts and circumstances, this application is disposed of with a direction to the petitioner to surrender and learned court below will examine the criminal antecedent of the petitioner and if it is found that there is no criminal antecedent against the petitioner, the court below will release him on bail to its own satisfaction.

During the period of verification of criminal antecedent, the court below will keep the petitioner on provisional bail.

(Vinod Kumar Sinha, J)

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