

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.47421 of 2018

Arising Out of PS.Case No. -12 Year- 2011 Thana -MANIHARI District- MUZAFFARPUR

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1. Vijay Kumar Gupta, Son of Late Jagarnath Gupta, Resident of Village-
Kuawa, P.S.- Chakiya, District- East Champaran.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anuj Kumar

For the Opposite Party/s : Mr. Smt. Asha Kumari

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 14-08-2018 The petitioner is apprehending his arrest in connection
with Maniyari P.S. Case No. 12/2011, registered for offences
punishable under Sections 302, 413, 414, 407, 420, 467, 468, 471,
379, 120(B)/34 of the Indian Penal Code.

Petitioner is not named in the F.I.R and his name has
been disclosed by the co-accused of this case as the purchaser of
looted Masur Dal.

It has been submitted on behalf of the petitioner that
petitioner has no role to play in the murder of the deceased and
though it is alleged that co-accused persons killed the deceased
and looted away the truck carrying Masur Dal and sold the same
to the petitioner, however, no recovery has been made from the
possession of the petitioner and he has falsely been dragged in this



case.

Heard learned A.P.P. also.

Having heard both sides, considering the facts and circumstances of the case and the nature of accusation as well as the fact that the case is of the year 2011, I am not inclined to grant the privilege of anticipatory bail to the petitioner rather this application is disposed of with direction to the petitioner to surrender before the court below and pray for regular bail and if any such application is filed, the court below after considering the submissions of learned counsel for the petitioner and if there was no process initiated under Section 82 and 83 of the Cr.P.C. the court below shall pass an appropriate order, if possible on same day, without being prejudiced by the order of this Court.

(Vinod Kumar Sinha, J)

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