

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.52497 of 2018

Arising Out of PS.Case No. -55 Year- 2001 Thana -SARAIYA District- MUZAFFARPUR

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Birendra Nat Son of late Babu Jan Nut Resident of Village- Rampur
Deman, Pagahia, P.S. Saraiya, District- Muzaffarpur.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Arun Kumar, Advocate

For the Opposite Party/s : Mr. Sri Rajendra Singh Shastriji

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CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN
PRASAD
ORAL ORDER

3 28-09-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner, in the present case, is seeking regular
bail in connection with Saraiya P.S. Case No. 55 of 2001,
registered for offences alleged under Sections 399/402 of the
Indian Penal Code and Sections 25(1-b)/26/35 of the Arms Act.

Learned counsel for the petitioner submits that the
petitioner was not arrested on the spot and has been falsely
implicated in the present case.

However, learned APP for the State has opposed the
prayer for bail pointing out that the petitioner being the accused in
this case was absconding and this being the case of the year 2001
the petitioner has been arrested by police in this case after 17 years



on 01.06.2018. He has got criminal history as stated in paragraph 3 of the application.

In the facts and circumstances of the case whereunder the petitioner was absconding for 17 years and has been arrested recently, this Court is not inclined to grant regular bail to the petitioner.

The application is dismissed.

(Rajeev Ranjan Prasad, J)

Arvind/Ved/-

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