

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.61777 of 2017

Arising Out of PS.Case No. -373 Year- 2017 Thana -MUFFASIL District-
WESTCHAMPARAN(BETTIAH)

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1. MD. SHAHRUKH @ DABLU MIYAN, S/o Ali Ahmad, R/o Mohalla-
Baswaria Bech Mohalla, Ward no.28, P.S.- Bettiah, District- West
Champaran.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Kumari Rashmi, Advocate

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

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

4/ 22-02-2018

Heard learned counsel for the petitioner and learned

APP for the State.

Petitioner apprehends his arrest in **Bettiah Muffasil**
P.S. Case No.373 of 2017 instituted for the offence under
Section(s) 302, 201/34 Indian Penal Code and Section 27 of the
Arms Act pending in the Court of the **Chief Judicial Magistrate,**
West Champaran, Bettiah.

It is alleged in the written report that this petitioner
along with one Zahid Ezaz took the son of the informant with
them, but he did not return home. The informant also found his
mobile phone switched off. On the next day, informant received
information that one dead body is lying near San Saraiya Canal
Bridge, who has been shot dead. The informant identified the



dead body and found the deceased has sustained gun shot injury on the head.

Case diary has been received, wherein, confessional statement of one of the co-accused, Md. Zahid, has been recorded, wherein, he has taken the name of this petitioner.

Learned counsel for the petitioner has submitted that his name is Md. Shahrukh and not Dablu. But, in the bail petition, petitioner has been described as Md. Shahruk @ Dablu Mian.

In such circumstances, this Court does not find it a fit case for grant of anticipatory bail.

Prayer of the petitioner for grant of anticipatory bail is **rejected**.

Petitioner may surrender before the Court below and seek regular bail, which shall be considered and disposed off in accordance with law without being prejudiced by this order.

JA/-

(Sanjay Priya, J)

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