

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.40861 of 2018

Arising Out of PS.Case No. -89 Year- 2017 Thana -MANER District- PATNA

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Umashankar Rai @ Sipahi son of Late Jairam Rai @ Jiram Rai resident of
Village - Suarmarwa PS. Maner, District - Patna.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Babita Kumari

For the Opposite Party/s : Mr. Ramesh Chandra

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 13-07-2018

Heard learned counsel for the petitioner.

Petitioner apprehends his arrest in connection with Maner
P.S.Case No. 89 of 2017 registered for the offences punishable
under Sections 302/34 of the Indian Penal Code and Section 27 of
the Arms Act.

Petitioner is not named in the FIR and the case is under
Section 302 IPC and later on his name transpires during
investigation.

Submission of learned counsel for the petitioner is that
petitioner is not named in the FIR and later on in the confessional
statement of co-accused his name transpires.

Heard learned APP also, who has opposed the prayer for
anticipatory bail on the ground that petitioner has criminal



antecedents and he is accused in 12 other cases.

Having heard both sides and in the facts and circumstances and also considering the fact that petitioner has criminal antecedents, I am not inclined to grant privilege of anticipatory bail to the petitioner.

However, petitioner may surrender and pray for regular bail, which shall be considered on its own merit, without being prejudiced by this order.

With the above observation, this application is dismissed.

(Vinod Kumar Sinha, J)

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