

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.46371 of 2018**

Arising Out of PS.Case No. -255 Year- 2017 Thana -LAHERIMUHALLA District- NALANDA  
(BIHARSHARIFF)

=====

Md. Nehal S/o Md. Jamal, R/o Vill.- Chainpura, P.S.- Bihar, District-  
Nalanda.

.... .... Petitioner/s

Versus

The State of Bihar

.... .... Opposite Party/s

=====

**Appearance :**

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

For the Opposite Party/s : Mr. Rajesh Kumar

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**CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA**  
**ORAL ORDER**

2      10-08-2018

Heard learned counsel for the petitioner.

Petitioner apprehends his arrest in connection with  
Laheri P.S. Case No. 255 of 2017 registered for the offences  
punishable under Sections 457 and 380 of the Indian Penal Code.

Allegation as per F.I.R. of theft in dwelling house.

Submission of learned counsel for the petitioner is  
that petitioner is not named in the F.I.R. rather his name transpires  
during the course of investigation. Submission of learned counsel  
for the petitioner is that except confessional statement, there is  
nothing against the petitioner and he has been falsely implicated at  
their instance of his cousin brother in another cases also.

Heard learned A.P.P., who opposed the payer for bail  
Petitioner has criminal antecedent also and he has accused in three



cases.

Having heard both sides and in the facts and circumstances and criminal antecedent against the petitioner, I am not inclined to grant privilege of anticipatory bail to the petitioner, rather petitioner to surrender and make prayer for regular bail, which will be considered by the learned court below on the basis of materials available on record.

Accordingly, the prayer for anticipatory bail of the petitioner is rejected.

**(Vinod Kumar Sinha, J)**

N.H./- Sanjeev

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