

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.54509 of 2018

Arising Out of PS.Case No. -397 Year- 2018 Thana -NARPATGANJ District- ARRARIA

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Guddu Yadav S/o Manik Yadav @ Manik Chand Yadav, R/o Vill.- Palasi
Ward No. 6, P.S.- Narpatganj, District- Araria.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anil Prasad Singh

For the Opposite Party/s : Mr. Sri Jagdhar Prasad

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CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

2 08-10-2018 Heard learned counsel for the petitioner and learned counsel
for the State.

The petitioner, in the present case, is seeking anticipatory
bail in connection with Narpatganj P.S. Case No. 397 of 2018
registered for offences alleged under Sections 147, 148, 149, 341,
323, 353, 307, 188, 283, 290, 435 and 379/511 of the Indian Penal
Code.

Learned counsel for the petitioner submits that the case in
question has been registered on the self-statement of the police
officer who has falsely implicated this petitioner in the present
case. It is submitted that the F.I.R. is against 200 persons out of
which 40 persons are named. It is submitted that there is no
indication as to the source of the identification.

On the other hand, learned A.P.P. for the State has opposed



the prayer for anticipatory bail and submits that this petitioner is specifically named in the F.I.R., he is the person who had actively participated in obstructing the police personnel in discharging their official duties and had also indulged in assaulting the police force and attempted to snatch away the arms from possession of the police force. It is also alleged that two Government vehicles were set on fire with the active participation of this petitioner.

Considering the facts and circumstances of the case, where this Court finds that this petitioner is specifically named in the F.I.R. and is said to have actively participated in the alleged occurrence, it would not be just and proper to extend the benefit of anticipatory bail to this petitioner. In case the petitioner surrenders in the learned Court below within four weeks from today and prays for regular bail, the same shall be considered by the learned Court below on the basis of the materials available on the record.

This application is dismissed.

(Rajeev Ranjan Prasad, J)

R.R.Ojha.

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