

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.32208 of 2018

Arising Out of PS.Case No. -8 Year- 2008 Thana -PARBATTI District- BHAGALPUR

=====

1. GOUTAM KUMAR @ KAILA YADAV @ GOUTAM KUMAR
YADAV @ GOUTAM YADAV son of late Bhupendra Yadav
2. Kare Yadav @ Karu Yadav son of late Bhupendra Yadav Both are the
resident of village - Jagatpur, P.S. Parbatta, Distt - Bhagalpur.

.... Petitioners

Versus

The State of Bihar.

.... Opposite Party

=====

Appearance :

For the Petitioner/s : Mr. Swapnil Kumar Singh

For the Opposite Party/s : Mr. Manish Kumar 2

=====

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 28-06-2018 Petitioners apprehend their arrest in connection with

Parbatta P.S.Case No. 08 of 2008 registered for the offences

punishable under Sections 302/34 of the Indian Penal Code and 27

of the Arms Act.

Petitioners are not named in the FIR and later on their
names transpired and the case is of the year 2008.

Submission of learned counsel for the petitioners is that
without following the procedure they have been declared
absconder and their name transpires in confessional statement of
co-accused.

Heard learned APP also.

Having heard both sides and in view of the fact that



petitioners have been declared absconder, this application is not maintainable.

Petitioners to surrender and make prayer for regular bail, which shall be considered on the submission that no procedure was followed in declaring them absconder and also on the basis of the materials on record and the court below will pass appropriate order.

With the above observation, this application is dismissed.

(Vinod Kumar Sinha, J)

spa/-

U			
---	--	--	--

