

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.67318 of 2018

Arising Out of PS. Case No.-113 Year-2017 Thana- Sarmera District- Nalanda

Rajendra Kewat, Son of Late Charitar Kewat, Resident of Village-
Mahaddipur, Police Station- Sarmera, District- Nalanda.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr. Tej Narayan Singh, Adv.

For the Opposite Party/s : Mr. Sanjay Kumar Singh, A.P.P.

CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

4 05-03-2019 Heard Sri Tej Narayan Singh, learned counsel for the

petitioner and Sri Sanjay Kumar Singh, learned Addl. Public

Prosecutor.

The sole petitioner, apprehending his arrest in
Sarmera P.S. Case No. 113 of 2017 registered for the offence
under Sections 302/201/34 of the Indian Penal Code, has prayed
for grant of bail, in the event of his arrest or surrender.

It was submitted by learned counsel for the petitioner
that though, the case was instituted under Section 302 of the
Indian Penal Code, during investigation, accusation was found
under Section 306 of the Indian Penal Code and, as such, he
requests for extending the privilege of anticipatory bail.

In this case, earlier case diary was called for, which
has been received. The case diary shows that during



investigation, accusation against accused persons under Section 306 of the Indian Penal Code was found true and against accused persons, who were in custody, chargesheet has already been submitted. Meaning thereby that *prima facie*, during investigation, case was found true and, as such, there is no reason to entertain the prayer for anticipatory bail.

The petition stands dismissed.

(Rakesh Kumar, J.)

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