

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.75677 of 2019

Arising Out of PS. Case No.-38 Year-2018 Thana- SUGAULI RAIL P.S. District- West
Champaran

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MITHU MIAN @ MD. NAYEEM @ MOHAMMAD NAIM Son of Hifajat
Miyan Resident of Village-Saraiya, P.S-Majhauriya, District-West
Champaran.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Umesh Chandra Verma

For the Opposite Party/s : Mr.Chandra Sen Prasad Singh

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 20-01-2020 This application, for grant of anticipatory bail,

arises out of Sagauli P.S. Case No. 38 of 2018, disclosing

offences under Sections 386, 420, 323/34 of the Indian Penal

Code.

Allegation as per F.I.R. is that a girl called the
informant, on which, informant went there and the girl took him
to a secluded place by Bolero Vehicle with the help of her
associates, and on threat that he was trying to have forcible
relationship, snatched away mobile phone and other articles. It
further appears that later on, the informant again went there and
saw the girl and brought her to Sagauli Railway Police Station,
where the girl disclosed the name of petitioner as one of her
associates.



Submission of learned counsel for the petitioner is that he has been made accused in this case only on the confession of co-accused and except that there is nothing against the petitioner. Further submission is that he has no criminal antecedent and has falsely been implicated in this case.

Learned counsel for the State opposed the prayer for anticipatory bail.

Having heard both sides, considering the facts and circumstances of the case and the nature of accusation, I am not inclined to grant the privilege of anticipatory bail to the petitioner rather petitioner has to surrender before the court below and make prayer for regular bail and if any such application is filed, the court below will dispose of the same on the merit of the case, without being prejudiced by this order.

This application is, accordingly, dismissed

(Vinod Kumar Sinha, J)

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