

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10391 of 2020

Arising Out of PS. Case No.-254 Year-2011 Thana- BETTIAH CITY District- West
Champaran

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SANDEEP KUMAR Son of Raj Kumar Chaudhary Resident of Village-
Aropur, P.S.- Saraiya, District- Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Nityanand

For the Opposite Party/s : Mr. Bharat Lal, APP

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CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

5 28-10-2021 Heard learned counsel for the petitioner and

learned counsel for the State.

The petitioner apprehends his arrest in connection
with Bettiah Town P.S. Case No. 254 of 2011 registered under
Sections 406/420/34 of the I.P.C. pending in the Court of
C.J.M., West Champaran, Bettiah.

Submission of learned counsel for the petitioner is
that earlier prayer of the petitioner for bail was rejected by a Co-
ordinate Bench of this Court vide Cr. Misc. No. 7399 of 2013 on
02.07.2013 on merit. Further, he submits that petitioner is ready
to pay the alleged amount.

Learned A.P.P. appearing on behalf of the State
opposed the prayer of the petitioner by contending that there is

no fresh ground in the present case to enlarge the petitioner on bail. Earlier, prayer of the petitioner was rejected by a Bench of this Court on 02.07.2013 vide Cr. Misc. No. 7399 of 2013 with observation that if petitioner surrenders and seeks regular bail before the court below within a month from today, the learned court below shall consider the regular bail application of the petitioner on its own merit without being prejudiced by this order. Further, he submits that the petitioner did not surrender before the court below. Thereafter, the petitioner after lapse 8 years again approached this Court for grant of anticipatory bail. Hence, this is not a fit case for anticipatory bail.

Having considered the facts and circumstances of the case and the nature of the allegation, this Court is not inclined to grant anticipatory bail to the petitioner. Accordingly, prayer of the petitioner is rejected.

(Arvind Srivastava, J)

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