

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8470 of 2021

Arising Out of PS. Case No.-106 Year-2017 Thana- SARAI District- Vaishali

GAUTAM KUMAR SON OF SRI RAJESHWAR PRASAD Resident of-
Ward No. 6 Near B.M.D. College, Village- Dayalpur, P.S.- Rajapakar (Baranti
O.P.), District- Vaishali

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shri Nandan Prasad Singh
Ms. Prakrita Singh
For the Opposite Party/s : Mr. APP

CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL ORDER

2 17-12-2021 Heard Mr. Shri Nandan Prasad Singh, learned

senior Advocate assisted by Ms. Prakrita Sharma, the

learned Advocate for the petitioner and the learned APP for

the State.

The petitioner seeks bail in anticipation of his

arrest in connection with Sarai P.S. Case No. 106 of 2017

instituted for the offences under sections 356, 379 and 392

of the Indian Penal Code.

Though the petitioner is not named in the F.I.R.

but he has approached this Court for grant of anticipatory

bail after a long time with an unacceptable explanation that

he did not know about the case having been lodged.



I am not inclined to grant anticipatory bail to the petitioner for this reason as well as on consideration of the fact that earlier also, the petitioner had been made accused in such nature of cases.

The prayer for anticipatory bail is rejected.

However, if the petitioner surrenders before the court below and seeks bail, the court below shall take into account the materials collected against the petitioner in the present case and that similar nature of cases were foisted on the petitioner at intermittent intervals and shall pass orders in accordance with law without being prejudiced by the fact that the present petition on his behalf has not been entertained.

(Ashutosh Kumar, J)

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