

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7050 of 2023

Arising Out of PS. Case No.-128 Year-2021 Thana- KUSHESHWARASTHAN District-
Darbhanga

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PRANAV PASWAN @ PRANAV KUMAR Son of Bijli Paswan @ yaduvir
Paswan R/V- Pokhi, P.s- Kusheshwar Sthan Dist - Darbhanga

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Jitendra Kumar, Adv.

For the Opposite Party/s : Mr.Nand Kishore Prasad, APP.

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

4 24-06-2023 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner apprehends his arrest in a case registered
for the offences punishable under Sections 353, 224 of the
Indian Penal Code.

Allegedly, petitioner is said to have fled away from police
custody.

It is submitted by learned counsel for the petitioner that
petitioner is quite innocent and has committed no offence. No
such occurrence as alleged ever took place. He has been falsely
implicated in this case. It is further submitted that the allegation
levelled against the petitioner is totally false and fabricated
because there is no arrest memo regarding Kusheshwar Asthan



P.S. Case No. 125 of 2021, in which this petitioner is said to have been arrested by the police. Petitioner has one criminal antecedent as mentioned in para-3 of this application.

Per contra, learned APP for the State vehemently opposing the bail petition submitted that from perusal of record, it is transpired that petitioner, who is accused of Kusheshwar Asthan P.S. Case No. 125 of 2021 dated 24.06.2021, registered under Sections 392 of the Indian Penal Code, has been arrested and confined in Hajat of Police Station but he fled away from police custody by dashing the Chowkidar. Since there is serious allegation against the petitioner, he does not deserve the privilege of anticipatory bail.

Considering the conduct of the petitioner and nature of offence, I am not inclined to enlarge the petitioner on bail. The prayer for bail of the petitioner is hereby rejected.

However, if the petitioner surrenders before the learned Court below within six weeks from today and seeks regular bail, the learned Court below shall pass order on the same day in accordance with law without being prejudiced by this order.

(Anjani Kumar Sharan, J)

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