

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.38230 of 2013

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1. Binod Mandal, Son Of Sri Bilas Mandal, resident Of Village-Rewdha,
P.S.-Jalley, District-Darbhanga, Bihar.

2. Prakash Mandal, Son Of late Tetar Mandal, resident Of Village-
Rewdha, P.S.-Jalley, District-Darbhanga, Bihar.

.... Petitioner/s

Versus

1. The State Of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sanjeev Kumar Jha, Advocate

For the State of Bihar : Mrs. Meena Singh, Addl.P.P.

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA PRASAD VERMA

ORAL ORDER

2 24-12-2013 Learned counsel appearing on behalf of the
petitioners submits that during the pendency of this application
petitioner No.2 Prakash Mandal has already been apprehended by
the police, therefore, his petition for grant of anticipatory bail has
become infructuous. He seeks permission to withdraw this
application, so far the petitioner No.2 is concerned.

Permission is accorded.

The petition filed on behalf of petitioner No.2 is
dismissed as withdrawn as having become infructuous.

Coming to the case of petitioner No.1 Binod Mandal,
he apprehends his arrest in a criminal prosecution registered under
Sections 307/34 and some other allied offences of the Indian Penal
Code. He is alleged to have assaulted the informant on his head by

farsa.

Taking into consideration the nature of allegation of assault against the petitioner No.1, his prayer for anticipatory bail is rejected.

The petitioner No.1 is directed to surrender before the learned court below within a period of four weeks from today and seek regular bail. If such a prayer for bail is made on behalf of the petitioner in connection with Jalley P.S. Case No. 59 of 2013 pending in the court of learned Chief Judicial Magistrate, Darbhanga, then the same shall be considered and decided on its own merit, without being prejudiced by the present order.

(Birendra Prasad Verma, J)

Kanth/-