

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.39558 of 2013

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1. Md. Tahir S/O Naushad Ali
2. Saibur @ Rahmat S/O Naushad Ali
..... Petitioner/s

Versus

1. The State Of Bihar
..... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr.
For the Opposite Party/s : Mr.

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

2 24-12-2013 Heard learned counsel for the petitioners as well as
learned Additional Public Prosecutor for the State.

At the very outset, it is pointed out by learned
counsel for the petitioners that petitioner no. 2, namely, Saibur @
Rahmat has already been taken into judicial custody in connection
with the present case and accordingly, his prayer for anticipatory
bail has become infructuous.

So far as petitioner no. 1, namely, Md. Tahir is
concerned, it is submitted that there is delay of one month in filing
the present case and nothing has been recovered from his
conscious possession.

It would appear from perusal of the first information
report that petitioners took rupees 75,000/- from the informant on
pretext to give her gold biscuit and accordingly, petitioners handed

over counterfeit gold biscuits.

Considering the aforesaid facts and circumstances as well as submissions of the parties, the prayer for anticipatory bail of petitioner no. 2 stands dismissed being infructuous and the prayer for anticipatory bail of petitioner no. 1 in connection with Pranpur P.S. Case No. 23 of 2013 pending in the court of Chief Judicial Magistrate, Katihar stands rejected.

(Hemant Kumar Srivastava, J)

SHAHZAD/-