

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.24699 of 2015

Arising Out of PS.Case No. -108 Year- 2005 Thana -BRAHMPUR District- BUXAR

- =====
1. Surendra Yadav Son of Late Sadhu Yadav
2. Umashankar Yadav S/o Late Chandrika Yadav Resident of Village + P.S.
- Brahmpur, District - Buxar.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Ashwini Kumar Rai

For the Opposite Party/s : Mr. Ajay Kr. 1(App)

=====

CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

2 14-07-2015 Heard learned counsel for petitioners and

learned Additional Public Prosecutor for the State.

Petitioners were summoned u/S 319 of the
Cr.P.C. on the basis of order passed by this court in Cr.
Misc. No. 33610 of 2005 and therefore, it is apparent that
having found prima facie material, petitioners have been
summoned in the present case.

Accordingly, prayer for grant of anticipatory bail
of petitioners in connection with Sessions Trial No. 324 of
2007 arising out of Brahmpur P.S. Case No. 108 of 2005
stands rejected.

However, if petitioners surrender in the court

below within four weeks from today and seek regular bail, the learned trial court shall consider the regular bail application of petitioners on its own merit, without being prejudiced by this rejection order, particularly, keeping in mind that police after due investigation, submitted final form which was accepted and later on, the learned trial court also refused to summon the petitioners u/S 319 of the Cr. P.C. but the view of the learned trial court was not found favour by this court in Cr. Misc. No. 33610 of 2005.

A.K.V./-

(Hemant Kumar Srivastava, J)

U		T	
---	--	---	--