

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.37308 of 2014

Arising Out of PS.Case -35 Year- 2014 Thana -DINARA District- SASARAM (ROHTAS)

1. Ram Isrit Singh son of Late Sardar Singh
2. Fulmati Devi wife of Ram Isrit Singh

Both residents of Village Sorathi, PS Dinara, Distt. Rohtas, Sasaram

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rameshwar Singh

For the Opposite Party/s : Mr. Ashok Kumar, APP

CORAM: HONOURABLE THE CHIEF JUSTICE
ORAL ORDER

3 09-07-2015

This application under Section 438 CrPC is filed with a prayer for grant of anticipatory bail to the petitioners. The petitioners figured as accused in connection with Dinara PS Case No. 35 of 2014 for the offences punishable under Sections 498A and 302/34 of the Indian Penal Code.

Apprehending their arrest, the petitioners filed ABP No. 976 of 2014 in the court of learned Sessions Judge, Rohtas, Sasaram. The same was dismissed on 8.7.2014. Hence, this application.

Heard learned counsel for the petitioners and the learned Addl. Public Prosecutor.

The allegation against the petitioners is serious in nature. Whatever be the permissibility of granting anticipatory

bail, in cases where the offence punishable under Section 498A IPC alone is alleged, the question of granting such bail in cases where offence punishable under Section 302 IPC is alleged does not arise. Unless the petitioners are arrested, there cannot be any meaningful progress in the case.

This application is, therefore, dismissed.

(L. Narasimha Reddy,CJ)

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