

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.17498 of 2015

Arising Out of PS.Case No. -591 Year- 2014 Thana -GAYA KOTWALI District- GAYA

Rajesh Agrawal @ Rahul Kumar Gupta @ Rajesh Kumar Agrawal @
Bablu Kumar, Son of Sri Janardan Prasad, resident of Mohalla-Piparpati,
New Pattipar, Bambaiya House, P.S.-Civil Lines and District-Gaya.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

with

Criminal Miscellaneous No.20690 of 2015

Arising Out of PS.Case No. -591 Year- 2014 Thana -GAYA KOTWALI District- GAYA

Lalu Yadav @ Sunil Kumar, Son of Kailash Yadav, resident of Village-
Kashipura, Pokharapar, P.S.-Magadh Medical and District-Gaya.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

Appearance :

(In Cr.Misc. No.17498 of 2015)

For the Petitioner/s : Mr. Manish Kumar No-2, Adv.

For the Opposite Party/s : Mr. Sadanand Paswan (Spl. P.P.)

(In Cr.Misc. No.20690 of 2015)

For the Petitioner/s : Mr. Manish Kumar No-2, Adv.

For the Opposite Party/s : Mr. Ambika Bhagat (Spl. P.P.)

CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI
SHARAN SINGH
ORAL ORDER

3 30-07-2015 Learned counsel appearing on behalf of the

petitioners seeks permission to withdraw Cr. Misc. No.

17498 of 2015 which, according to him, has become

infructuous as the petitioner, namely, Rajesh Agrawal @

Rahul Kumar Gupta @ Rajesh Kumar Agrawal @ Bablu

Kumar, has been arrested by the police during the pendency

of this anticipatory bail application.

Permission is accorded.

Accordingly, Cr. Misc. No. 17498 of 2015 stands disposed of as withdrawn as having become infructuous.

Heard learned counsel for the petitioner and learned Assistant Public Prosecutor for the State.

The petitioner, namely, Lalu Yadav @ Sunil Kumar (Cr. Misc. No. 20690 of 2015) seeks anticipatory bail in a case registered for the offences punishable under Section 364 of the Indian Penal Code and Sections 3(i) (x), 3(2) (v) (vi) of the Scheduled Castes/Scheduled Tribes (Prevention of Atrocities) Act.

It has been stated at the Bar that the prayer for regular bail of one of the co-accused, namely, Rajesh Yadav, under similarly situated circumstance, has been refused by this Court by an order dated 08.04.2015 passed in Cr. Misc. No. 12478 of 2015.

Keeping in view the nature of allegation and the order passed by this Court, rejecting the prayer for regular bail of the said co-accused, I am not inclined to grant the privilege of anticipatory bail to the petitioner.

The prayer for anticipatory bail is, accordingly,

dismissed.

The petitioner is directed to surrender before the court below within a period of six weeks from today, where his prayer for regular bail shall be considered on its own merit without being prejudiced of instant dismissal.

(Chakradhari Sharan Singh, J)

Praveen-II/-

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