

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.33003 of 2014**

Arising Out of PS. Case No. -139 Year- 2008 Thana - RAMGARHWA District- EAST  
CHAMPARAN (MOTIHARI)

=====

Bhagwan Singh @ Pratap Singh Son of Late Lal Babu Singh Resident of  
Village Singhasani , P.S. Ramgarhwa, District - East Champaran .

.... .... Petitioner/s

Versus

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 PRABHAT KUMAR JHA**

**ORAL ORDER**

2      06-02-2015

Heard both sides.

The petitioner apprehends his arrest in Ramgarhwa  
P.S. Case No. 139 of 2008 registered under Sections 341, 323,  
504/34 of the Indian Penal Code and Section 3(i)(x) of the  
Scheduled Castes and Scheduled Tribes (Prevention of Atrocities)  
Act.

Learned counsel for the petitioner submits that the  
petitioner was granted anticipatory bail vide order passed by the  
learned Sessions Judge in A.B.P. No. 66/2011 but the petitioner  
could not surrender due to some unavoidable circumstances. The  
petitioner again filed a petition for extension of time for  
surrendering in the court below, but the learned Sessions Judge  
rejected the prayer of the petitioner.

It appears that the petitioner could not surrender in the court below for four years even though he was granted anticipatory bail.

Considering the fact that due to laches on the part of the petitioner, the petitioner did not surrender in the court below; hence, I am not inclined to enlarge the petitioner on anticipatory bail in Ramgarhwa P.S. Case No. 139 of 2008, corresponding to Trial No. 3017 of 2014. Accordingly, the same is rejected.

The petitioner is directed to surrender in the court below within four weeks from today in connection with the aforesaid case and make prayer for regular bail. The court below shall consider the prayer for regular bail of the petitioner sympathetically, without being prejudiced by the present order, taking into account the fact that the petitioner was granted anticipatory bail by the court below in the year 2011.

**(Prabhat Kumar Jha, J)**

Dilip/-

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