

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.38125 of 2016

Arising Out of PS.Case No. -20 Year- 2016 Thana -CHANAN District- LAKHISARAI

- =====
1. Shiv Kumar @ Hari @ Hari Kumar, son of Ritlal Mandal
 2. Prakash Saw, son of Ino Saw.
 3. Dashrath Saw @ Benga, son of Garib Sao.
 4. Indra Deo Mandal, son of Ganesh Mandal.
 5. Daso Mistri, son of Sitaram Mistri,

All are Residents of Village- Gopalpur, Gumti Tola, P.S.- Chanan,
District- Lakhisarai.

.... Petitioners

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Shaukat Alam

For the Opposite Party/s : Mr. Sri Akshay Lal Pandit

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

2 09-09-2016 Heard Mr. Shaukat Alam, learned counsel for the

petitioners and Sri Akshay Lal Pandit, learned Addl. Public

Prosecutor.

Five petitioners, apprehending their arrest in
Chanan P.S. Case No.20/2016, G.R. No.178 of 2016 registered for
the offence under Sections 147, 148, 149, 323, 447, 324, 304 and
307 of the Indian Penal Code, have prayed for grant of
anticipatory bail, primarily on the ground that some of the accused
persons have been extended the privilege of anticipatory bail by
order dated 13.07.2016 passed in Cr.Misc.No.27592 of 2016.

It was submitted by learned counsel for the

petitioners that in the F.I.R., there is no specific accusation against any of the petitioners. He submits that there is general and omnibus allegation against them. He further submits that no offence under Section 307 of the Indian Penal Code is made out.

On perusal of the F.I.R. the Court is satisfied that it was not a case for grant of anticipatory bail. In the F.I.R, there is serious accusation against the accused persons. It is true that other accused persons have been granted anticipatory bail, but this Court is of the opinion that in a case, in which persons named as accused in a serious offence, normally anticipatory bail may not be entertained. I do not find any ground to extend the privilege of anticipatory bail.

The petition stands dismissed.

(Rakesh Kumar, J)

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