

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.19644 of 2016

Arising Out of PS.Case No. -5 Year- 2016 Thana -KAUAKOL District- NAWADA

1. Md. Azad Khan, son of Late Rashid Khan
2. Biru Khan, son of Israil Khan,
Both residents of village - Kawakol, Police Station - Kawakol,
District - Nawadah

.... Petitioners

Versus

The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Arjun Prasad

For the Opposite Party/s : Mr. B.Ram(App)

CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

2 19-05-2016 Heard Sri Arjun Prasad, learned counsel for the
petitioners and Sri Bisheshwar Ram, learned Addl. Public
Prosecutor.

Two petitioners , apprehending their arrest in
connection with Kawakol P.S. Case no.05/2016 registered for the
offence under Sections 147,149 341, 323, 307, 354, 379, 504 of
the Indian Penal Code , have prayed for grant of anticipatory bail.

Learned counsel for the petitioners submits that
there was case and counter case. He submits that petitioners side
had received grievous injury and even thereafter the accused, who
were arrayed as accused in the F.I.R., lodged F.I.R. against the
informant's side were granted anticipatory bail and, as such, he

makes a prayer for grant of anticipatory bail to the petitioners.

On perusal of the F.I.R itself, the Court is satisfied that there is specific accusation against both the petitioners. I do not find any ground for extending the privilege of anticipatory bail. The petition stands dismissed.

It goes without saying that if the petitioners appear before the court below and make a prayer for regular bail within a period of six weeks from today, the learned court below without being prejudiced with this order may examine the same and pass appropriate order in accordance with law keeping in view the fact that there was case and counter case.

(Rakesh Kumar, J)

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