

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.19255 of 2017

Arising Out of PS.Case No. -53 Year- 2017 Thana -KANTI THARMAL POWER District-
MUZAFFARPUR

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1. Md. Jamshed @ Md. Jamshed Ansari,
2. Md. Junaid,
3. Md. Zubair,
4. Md. Shahzad @ Md. Shajid,
5. Md. Hasnain, All sons of Md. Hashim, Resident of Village- Damodarpur,
Police Station- Kanti, District- Muzaffarpur.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Syed Asgher Najmi, Advocate
For the Opposite Party/s : Md. Ansarul Haque, APP

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 09-05-2017 This is an application for grant of anticipatory bail
for offences punishable under Sections 147, 148, 1149, 341, 342,
323, 324, 307, 302 and 120B of the Indian Penal Code.

Allegation against the petitioners is that co-accused
persons had assaulted first and later on, petitioners also assaulted.

Heard learned counsel for the petitioners.

It has been submitted on behalf of the petitioners that
regarding assault main allegation is against the other co-accused
persons. It is further submitted that there is no specific allegation
of assault against the petitioners.

Heard learned A.P.P. also. He has opposed the prayer



for anticipatory bail to the petitioners stating that there is allegation of assault against these petitioners also to the deceased.

Having heard both sides and considering the facts and circumstances, I am not inclined to grant anticipatory bail to the petitioners.

However, petitioner may surrender in the court below, i.e., learned SDJM, West, Muzaffarpur, in connection with Kanti P. S. Case no. 53 of 2017 and make prayer for regular bail which will be considered on its own merit without being prejudiced by the order of this Court.

Accordingly, this application is dismissed.

(Vinod Kumar Sinha, J)

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