

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 9642 of 2017

Arising Out of PS.Case No. -227 Year- 2016 Thana -SITAMARHI District- SITAMARHI

- =====
1. Manoj Jha @ Manoj Kumar Jha,
 2. Subodh Jha @ Subodh Kumar Jha, Both sons of Bindeshwar Jha,
Resident of Village - Govind Phandah, P.S. - Sitamarhi, District -
Sitamarhi

.... Petitioner

Versus

1. The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Lakshmi Kant Sharma, Advocate

For the Opposite Party : Smt. Rita Verma, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

3 19-04-2017

The petitioners are already on police bail.

Hence, this anticipatory bail application is not maintainable.

However, in the event of surrender of the petitioners after submission of the charge-sheet, the learned court below shall consider that the petitioners have not misused the privilege of bail. Hence, there is no reason to not allow them to furnish the bail bond in view of the judgment of this Court in the case of **Mahendra Prasad Singh Vs. The State of Bihar** reported in **2004(3) PLJR 491**.

With the aforesaid observation, this application stands disposed of.

(Birendra Kumar, J)

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