

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.22393 of 2018

Arising Out of PS.Case No. -155 Year- 2017 Thana -GHANSHYAMPUR District- DARBHANGA

1. Shravan Kumar Sharma, S/o Upendra Sharma,
2. Mukesh Sharma, S/o Bholu Sharma, Both are residents of village- Pali,
Police Station- Ghanshyampur, District- Darbhanga.

.... Petitioner/s

Versus

1. The State of Bihar. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ashok Kumar Prasad

For the Opposite Party/s : Mr. Sri Pranav Kumar

CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR
ORAL ORDER

4 23-05-2018 Heard learned Counsel for the petitioners and the learned
Counsel for the State.

Petitioners apprehend arrest in Ghanshyampur PS Case No.
155 of 2017, registered under Sections 452, 376, 511, 323 and 379/34
of the IPC.

The allegation in brief is that both the petitioners entered
into the house of prosecutrix and made an attempt of rape.

Learned Counsel for the petitioners submits that there is
land dispute between both sides and therefore falsely implicated in
this case and further submits that police has not submitted charge-
sheet under Section 376/511 of IPC rather under Sections 452, 341,
323, 354/34 of IPC.

Having considered the aforesaid facts and circumstances in
particular nature of accusation besides criminal antecedent the Court
is not persuaded to grant anticipatory bail to the petitioners. So the
prayer for anticipatory bail is rejected. However, petitioners are
directed to surrender and seek regular bail which shall be considered
on merit without being prejudiced by this order.

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(Arun Kumar, J)

