

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.66249 of 2018

Arising Out of PS. Case No.-101 Year-2016 Thana- SIMRI District- Darbhanga

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1. Kailash Bhagat,
 2. Mahadev Bhagat alias M.S. Raj, Both sons of Ram Balli Bhagat, Residents of Village - Banuli, P.S. Simri, and District - Darbhanga.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Bhola Kumar, Advocate
		Mr. Navin Kumar, Advocate
For the Opposite Party/s :		Mr. Sunil Kumar Pandey, A.P.P.

CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 12-12-2018 Heard learned counsel for the petitioners and learned Additional Public Prosecutor for the State.

The petitioners are apprehending their arrest in a case registered for the offences punishable under Sections 341, 342, 323, 307, 354, 379 and 385/34 of the Indian Penal Code.

This Court had earlier refused prayer for anticipatory bail to the petitioners on 09.02.2017 in Cr. Misc. No. 53085 of 2016 by a reasoned order. The subsequent development that the police did not submit charge sheet for offence under Section 307 of the Indian Penal Code or the court below did not take cognizance under Section 307 of the Indian Penal Code cannot be a ground to review the aforesaid order.

Hence, prayer of the petitioners for anticipatory



bail is again refused in connection with Simri Police Station
Case No. 101 of 2016 pending in the court of learned 8th
Additional Chief Judicial Magistrate, Darbhanga.

In the event of surrender of the petitioners, prayer
for regular bail shall be disposed of expeditiously.

(Birendra Kumar, J)

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