

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27135 of 2019

Arising Out of PS. Case No.-317 Year-2015 Thana- PAHARPUR District- East Champaran

1. LAL BABU PRASAD Son of Janardan Prasad, Resident of Village - Balua Sohraiya, P.S.- Paharpur, Distt - East Champaran.
2. Janak Prasad Son of Late Yodha Prasad, Resident of Village - Balua Sohraiya, P.S.- Paharpur, Distt - East Champaran.
3. Janardhan Prasad Son of Late Yodha Prasad, Resident of Village - Balua Sohraiya, P.S.- Paharpur, Distt - East Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Umesh Chandra Verma
For the Opposite Party/s : Mr.Nitya Nand Tiwary

CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

2 25-04-2019 Heard learned counsel for the petitioners and learned
counsel for the State.

In this case, the petitioners are seeking bail in connection with Paharpur P.S. Case No. 317 of 2015 registered for offence punishable under sections 341, 323, 324, 307, 379, 504, 506/34 of the Indian Penal Code.

It appears that the petitioners were granted privilege of bail under section 41 of Code of Criminal Procedure.

In such view of the matter, this application is not maintainable. However, if the petitioners surrenders and have not misused the privilege of bail during the period of sustenance



of the bail order, the court below will dispose of the matter in terms of judgment reported in **2004 (3) PLJR 491**, Mahendra Prasad Singh vs. State of Bihar.

With the above observation and direction, this application is disposed of.

(Shivaji Pandey, J)

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