

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.36800 of 2019**

Arising Out of PS. Case No.-338 Year-2018 Thana- ATHMALGOLA District- Patna

Mohan Sharma, aged about 70 years (Male), Son of Late Chhotu Sharma  
Resident of Village - Ahijan, P.S. - Athmalgola, District – Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Arun, Adv.

For the Opposite Party/s : Mr. Shyam Bihari Singh

**CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY**  
**ORAL ORDER**

2      17-06-2019                      Heard learned counsel for the petitioner and  
learned counsel for the State.

In this case, the petitioner is apprehending his arrest in connection with Athmalgola P.S. Case No. 338 of 2018 registered for offences under sections 364/34 of the Indian Penal Code and later on Section 302, 201, 120B of the Indian Penal Code.

In the present case, an allegation has been made that the petitioner used to threaten the Informant that his son will be killed and, later on, it appears that the victim was found killed in which Md. Irfan and Anil Sharma have admitted their involvement in killing of the victim. It has further been found that they have also tried to finish the body by burning and also gave description in what manner the victim was killed.



Looking to the nature of allegation, as alleged in the F.I.R., this Court is not inclined to grant privilege of anticipatory bail to the petitioner.

Accordingly, the prayer for anticipatory bail of the petitioner, above named, is rejected.

If the petitioner surrenders before the court below within a period of three weeks from today and makes a prayer for bail, the court below, without being prejudiced by this order, will pass orders in accordance with law.

**(Shivaji Pandey, J)**

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