

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3085 of 2020

Arising Out of PS. Case No.-147 Year-2016 Thana- MASHRAK District- Saran

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Bhikhar Rai @ Bhikhari Rai Son of Late Haricharan Rai Resident of Village-
Mathiya, Kawalpura, P.S.- Mashrak, District- Saran at Chapra.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dewendra Narayan Singh, Advocate

For the Opposite Party/s : Mr. Rajendra Nath Jha, APP

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 10-06-2020 This matter has been taken up through Video
Conferencing.

Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner is languishing in custody for the offences
punishable under Sections 147/148/149/323/341/307/504/506 of the
Indian Penal Code and Section 27 of the Arms Act in connection with
Mashrak P.S. Case No. 147 of 2016. Later on offence under Section
302 of the Indian Penal Code was added.

It appears that bail granted to the petitioner by order dated
27.06.2018 passed in Cr. Misc. No.28882 of 2018 in connection with
Mashrak P.S. Case No.147 of 2016 was challenged by the informant
before the Hon'ble Supreme Court in Cr. Appeal No.1535 of 2019
and the Hon'ble Supreme Court was pleased to cancel the bail of the
petitioner and directed him to surrender forthwith by order dated



04.10.2019.

Since bail has been cancelled by the Hon'ble Supreme Court, this prayer for bail is not maintainable before this Court in view of the judgment of the Hon'ble Supreme Court passed in **Kalyan Chandra Sarkar Vs. Rajesh Ranjan @ Pappu Yadav** reported in **(2004) 7 SCC 528**.

Hence, this application stands disposed of.

(Birendra Kumar, J)

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