

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.74539 of 2019

Arising Out of PS. Case No.-5 Year-2019 Thana- PUPRI District- Sitamarhi

1. Mithilesh Rai Son of Satto Rai
2. Sanjay Rai Son of Dharmdeo Rai
Both Resident of Village - Sasaula, P.S.- Pupari, Distt.- Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Virendra Kumar, Advocate
For the Opposite Party/s : Mr.Yogendra Kumar, APP

CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 22-01-2020 Heard learned counsel for the petitioners and learned
Additional Public Prosecutor for the State.

The petitioners are apprehending their arrest in connection with Pupari P.S. Case No.5 of 2019, registered for the offences punishable under Sections 341/323/324/ 307 /379 / 504/506/34 of the Indian Penal Code.

The petitioners allegedly caused injury at the head of the respective injured with farsa.

Submission is that there is no allegation of repetition of blow. The doctor has found simple injury on the person of the injured. Co-accused Kamlesh Rai, Uday Rai and Satrudhan Rai have already been allowed bail by a coordinate Bench of this Court vide Annexure-3.



Since the petitioners had knowledge that their act might cause death, I am not inclined to grant anticipatory bail to the petitioners. Hence, the prayer for anticipatory bail is refused.

However, in the event of surrender of the petitioners, the prayer for regular bail shall be considered without being prejudiced by the order of this Court.

(Birendra Kumar, J)

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