

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15305 of 2020

Arising Out of PS. Case No.-252 Year-2015 Thana- MADHEPURA District- Madhepura

1. VISHWAMOHAN BHARTI, aged about 45 years (Male), son of Suryanarayan Yadav, resident of Village- Jiwachhpur, Tola- Jagir, P.S.- Gamhariya, District- Madhepura.
2. Rajendra Sharma, aged about 42 years (Male), son of Late Mahavir Sharma Resident of Village- Jiwachhpur, Tola- Jagir, P.S.- Gamhariya, District- Madhepura.

... .. Petitioners

Versus

The State of Bihar.

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr. Ranjeet Kumar Singh, Advocate

For the Opposite Party/s : Mr. Uma Shankar Prasad Singh, APP

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

3 23-12-2021

Heard learned counsel for the parties.

Learned counsel for the petitioners is permitted to remove defect(s), as pointed out by the office, if any, within a period of four weeks from today.

This application for anticipatory bail arises out of Madhepura P.S. Case No. 252 of 2015 registered for the offence punishable under Sections 409, 420, 120-B of the Indian Penal Code.

In view of law laid down by the Hon'ble Supreme Court in the case of *Prem Shankar Prasad vs. The State of Bihar and Anr. (Criminal Appeal No. 1209 of 2021)*, learned counsel for the petitioners seeks permission to withdraw this anticipatory bail application.



Accordingly, this bail application is dismissed as withdrawn.

However, if the petitioners surrender in the Court below within a period of four weeks from today and seek regular bail, the Court below shall consider and decide the same in accordance with law without being influenced by this order. The Court below shall also consider the fact that similarly situated accused persons have been granted regular bail.

(Sandeep Kumar, J)

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