

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No. 19873 of 2020

Arising Out of PS. Case No.-289 Year-2019 Thana- BAHERI District- Darbhanga

1. Md. Tohid @ Md. Tahid @ Tahid Ali Son of Md. Rafique, Resident of Village - Belahi, P.S.- Baheri, Distt.- Darbhanga.
2. Md. Subhan @ Subban Son of Rafique, Resident of Village - Belahi, P.S.- Baheri, Distt.- Darbhanga.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Vinay Kumar Mishra

For the Opposite Party/s : Mr. Satya Nand Shukla

CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

2 03-03-2021 Heard learned counsel for the petitioners and learned counsel for the State.

Learned counsel for the petitioners submits that petitioner no. 2 has been arrested so he wants to withdraw this application with respect to petitioner no. 2.

Permission is granted and this application is dismissed, as not pressed with respect to petitioner no. 2.

So far petitioner no. 1, he is seeking anticipatory bail in connection with Baheri P.S. Case No. 289 of 2019 registered for offence punishable under sections 341, 342, 323, 325, 352, 308, 379, 504, 506/34 of the Indian Penal Code.

In the present case, allegation has been made that all



the accused persons came and started assaulting the victim.

Looking to the facts and circumstances of the case, this Court is not inclined to grant bail to the petitioner no. 1 and accordingly his prayer for bail is rejected. However, if the petitioner no. 1 surrenders before the court below, the court below without being prejudiced by this order will take decision in accordance with law.

This order has been passed in presence of Mr. Satya Nand Shukla, learned counsel for the State.

(Shivaji Pandey, J)

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