

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.36927 of 2020

Arising Out of PS. Case No.-29 Year-2020 Thana- SANGRAMPUR District- East
Champaran

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1. Shatrughan Mukhiya, aged about 38 years, male, Son of Ram Prit Mukhiya.
 2. Mahesh Mukhiya, aged about 27 years, male, Son of Sangam Mukhiya.
Both are resident of Village - Sangrampur Bin Toli, P.S.- Sangrampur,
District - East Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Dhurendra Kumar, Adv.
For the Opposite Party/s : Mr. APP

CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR

ORAL ORDER

2 08-04-2021 Mr. Dhurendra Kumar, learned Advocate for the

petitioners seeks permission to withdraw this application with

respect to petitioner No. 2, viz., Mahesh Mukhiya, who has

been arrested.

Prayer is allowed.

The application with respect to petitioner No. 2

stands dismissed as withdrawn as having become

infructuous.

Heard the counsel for the parties.

The petitioner No. 1 seeks bail in anticipation of his



arrest in connection with Sangrampur P.S. Case No. 29 of 2020, dated 05.02.2020, instituted for the offences under Sections 272 and 273 of the Indian Penal Code and Sections 30(a), 35 and 38 of the Bihar Prohibition and Excise Act, 2016.

Regard being had to the nature of accusation against petitioner No. 1, I am not inclined to grant anticipatory bail to him.

The prayer for grant of anticipatory bail of petitioner No. 1 is, accordingly, rejected.

However, if petitioner No. 1 surrenders before the Court below and seeks bail, the Court below shall consider the case on its own merits, without being prejudiced by the fact that the present anticipatory bail application has not been entertained by this Court.

(Ashutosh Kumar, J)

Praveen-II/-

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