

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26461 of 2023

Arising Out of PS. Case No.-247 Year-2022 Thana- PARSA District- Saran

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1. KAJAL DEVI SON OF CHAUDHARY RAI RESIDENT OF VILLAGE-MATHIYA, PS- PARSA, DISTT- SARAN AT CHAPRA
 2. SARITA KUMARI D/O CHAUDHARY RAI RESIDENT OF VILLAGE-MATHIYA, PS- PARSA, DISTT- SARAN AT CHAPRA

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Vijay Kumar

For the Opposite Party/s : Mr.Rajendra Singh

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

2 12-07-2023 Heard the learned counsel for the petitioners as well as the learned APP for the State.

The petitioners apprehend their arrest in connection with Parsa P.S. Case No. 247 of 2022 registered for the offences under Section 304(B)/34 and later on Section 302 of the Indian Penal Code has been added.

At the very outset, the learned APP has submitted that the process under Sections 82 and 83 of the Cr.P.C. has been initiated, as such, the petitioner is not entitled for anticipatory bail.

In view of aforesaid submission, this application is dismissed as not maintainable, in the light of the recent decision



in the case of *Prem Shankar Prasad vs. State of Bihar and Another (2021 SCC online SC 955)*.

If they surrender before the court below then prayer for bail shall be considered without being prejudiced by this order.

(Nawneet Kumar Pandey, J)

Nirmal/Kundan

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