

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.19853 of 2024

Arising Out of PS. Case No.-1035 Year-2023 Thana- KHAGARIA District- Khagaria

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1. ARTI DEVI WIFE OF BABLOO YADAV RESIDENT OF MOHALLA - DAN NAGAR, WARD NO.13, POLICE STATION - KHAGARIA, DISTRICT - KHAGARIA
 2. BABLOO YADAV SON OF SURESH YADAV RESIDENT OF MOHALLA - DAN NAGAR, WARD NO.13, POLICE STATION - KHAGARIA, DISTRICT - KHAGARIA

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. KUMARA RANJANA WIFE OF RAKESH KUMAR RESIDENT OF MOHALLA - GANDHI NAGAR, WARD NO.4, POLICE STATION - KHAGARIA, DISTRICT - KHAGARIA

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pramod Kumar, Advocate
For the Opposite Party/s : Mr.Tarun Prasad Mandal, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

3 11-09-2024 Heard learned counsel for the petitioners, learned APP for the State and learned counsel appearing on behalf of the Opposite Party no. 2.

2. The petitioners apprehend their arrest in connection with Khagaria P.S. Case No. 1035 of 2023 for the offence registered under Sections 406 and 420 of the Indian Penal Code.



3. Learned APP for the State at the outset submits that the offences for which the instant FIR has been instituted carries punishment of less than seven years. The said submission of learned APP is not disputed by the learned counsel appearing on behalf of the petitioners and the informant.

4. Learned counsel for the petitioners further submits that investigation in the case against the petitioner is still continuing but then the petitioners have not been given the benefit of Section 41(A) of the Cr.P.C., on which learned APP submits that anticipatory bail application be disposed of in terms of order dated 13.02.2024 in Cr. Misc. No. 3536 of 2024 (Naushad Ansari vs. The State of Bihar).

5. In view of the submission made by the learned Additional P.P., the anticipatory bail application is disposed of in terms of the order dated **13.02.2024 in Cr. Misc. No. 3536 of 2024 (Naushad Ansari vs. the State of Bihar).**

6. The petitioners would be at liberty to file representation before the concerned Superintendent of Police and the Investigating Officer of the case within a period of three weeks from today with a web copy of the order dated 13.02.2024 in Cr. Misc. No. 3536 of 2024 and the concerned Superintendent of Police shall ensure that the Investigating



Officer of the case strictly adheres to the direction contained in
the order dated 13.02.2024 in Cr. Misc. No. 3536 of 2024.

(Satyavrat Verma, J)

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