

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56745 of 2024

Arising Out of PS. Case No.-17 Year-2024 Thana- HAYAGHAT District- Darbhanga

1. Md. Alam Son Of Late Md. Ahmad Village- Hayaghat Paschhmi Bilaspur, P.S.- Hayaghat, Distt.- Darbhanga
2. Md. Ibrar @ Md. Abrar Son Of Md. Alam Village- Hayaghat Paschhmi Bilaspur, P.S.- Hayaghat, Distt.- Darbhanga
3. Md. Ibsar Son Of Md. Alam Village- Hayaghat Paschhmi Bilaspur, P.S.- Hayaghat, Distt.- Darbhanga
4. Shahnaz Begum W/O- Md. Alam Village- Hayaghat Paschhmi Bilaspur, P.S.- Hayaghat, Distt.- Darbhanga
5. Anjali Khatoon D/O- Md. Imteyaz Village- Hayaghat Paschhmi Bilaspur, P.S.- Hayaghat, Distt.- Darbhanga
6. Sharwari Khatoon W/O- Md. Ashfaq Village- Hayaghat Paschhmi Bilaspur, P.S.- Hayaghat, Distt.- Darbhanga

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Baidhyanath Thakur
For the Opposite Party/s : Mr. Chandra Bhushan Prasad, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

- 4 16-12-2024 **1.** Heard learned counsel for the petitioners and learned A.P.P. for the State, Shri. Chandra Bhushan Prasad.
- 2.** The learned counsel for the petitioners submits that petitioners seek anticipatory bail in connection with Hayaghat P.S. Case No. 17 of 2024 for the offences punishable under Sections 341, 323, 308, 354, 379 and 34 of the Indian Penal Code.
- 3.** The learned APP, 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 the learned APP is not disputed by learned counsel appearing on behalf of the petitioners.



4. The learned counsel for the petitioners next submits that investigation in the case against the petitioners is still continuing but then the petitioners have not been granted the benefit of Section 41(A) of the Cr.P.C, on which the learned APP submits that the case be disposed of in terms of the order dated 13-2-2024 passed in Criminal Miscellaneous No. 3536 of 2024 (Naushad Ansari vs. the State of Bihar).

5. In view of the submission made by the learned APP, the anticipatory bail application is disposed of in terms of the order dated 13-2-2024 passed in Criminal Miscellaneous No. 3536 of 2024 (Naushad Ansari vs. the State of Bihar).

6. The petitioners would be at liberty to file a 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 13-2-2024 in Criminal Miscellaneous No. 3536 of 2024 (Naushad Ansari vs. the state of Bihar); and the concerned Superintendent of Police shall ensure that the Investigating Officer of the case strictly adheres to the directions contained in the order dated 13-2-2024 in Criminal Miscellaneous No. 3536 of 2024 (Naushad Ansari vs. the State of Bihar).

(Satyavrat Verma, J)

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