

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51821 of 2024

Arising Out of PS. Case No.-86 Year-2008 Thana- DUMRAO District- Buxar

1. Lalu Yadav @ Sanjesh Singh Son of Lakshman Singh @ Lakshman Yadav Resident of Vill- Chanda, P.S.- Dumraon, District- Buxar.
2. Mahendra Yadav @ Mahendra Singh Son of Late Rashbihari Yadav @ Ramayan Yadav Resident of Vill- Chanda, P.S.- Dumraon, District- Buxar.

... .. Petitioner/s

Versus

The State of Bihar BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Anand Kumar Ojha

For the Opposite Party/s : Mr. Syed Ehteshamuddin

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 04-09-2024 Heard the parties.

2. The petitioners apprehend their arrest in connection with Dumraon (Naya Bhojpur O.P.) P.S. Case No.86 of 2008, registered for the offence punishable under Sections 379, 411 of the Indian Penal Code.

3. As per the FIR, on the basis of secret information, police went to a junk shop and seized a tractor vide registration no.BR-44-3229 loaded with heavy boiler of closed liquor factory and arrested two persons there. One of the arrested person disclosed the name of the petitioners and other co-accused persons.

4. It is submitted by learned counsel for the petitioners that petitioners are quite innocent and has committed no offence.



They have been falsely implicated in this case. No such occurrence, in the manner as alleged, has ever taken place. He submitted that after investigation, police submitted charge sheet against the petitioners but differing with the same, learned Court below took cognizance against them. He further submitted that process u/s 82 and 83 of Cr.PC has been issued against the petitioners. Petitioners have no criminal antecedent.

5. Learned APP for the State opposed the prayer for anticipatory bail.

6. Having regard to the facts and circumstances of the case, I am not inclined to enlarge the petitioners on bail. The prayer for grant of anticipatory bail on their behalf is hereby rejected.

7. Accordingly, this application is dismissed.

8. However, if the petitioners surrenders before the learned Court below within a period of six weeks from today and seek for regular bail, the learned Court below shall pass the order on the same day in accordance with law.

(Anjani Kumar Sharan, J)

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