

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.70093 of 2024

Arising Out of PS. Case No.-172 Year-2023 Thana- AGION (GARHANI) District- Bhojpur

1. Pawan Kumar Son of Late Ram Iswar Mahto Resident of Mohalla- Barap, P.S.- Bangwa Barap, P.S.- Agion, District- Bhojpur
2. Urmila Devi Wife of Pawan Kumar Resident of Mohalla- Barap, P.S.- Bangwa Barap, P.S.- Agion, District- Bhojpur
3. Rambachan Mahato Son of Late Ram Iswar Mahto Resident of Mohalla- Barap, P.S.- Bangwa Barap, P.S.- Agion, District- Bhojpur
4. Jag Narayan Son of Late Ram Iswar Mahto Resident of Mohalla- Barap, P.S.- Bangwa Barap, P.S.- Agion, District- Bhojpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Raju Kumar Singh
For the Opposite Party/s : Mr. Gauri Shankar Gupta

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

3 18-12-2024 1. Heard learned counsel for the petitioners and learned A.P.P. for the State.

2. The learned counsel for the petitioners submits that petitioners seek anticipatory bail in connection with Agiaon P.S. Case No. 172 of 2023 registered for the offences punishable under Sections 379 and 427 of the Indian Penal Code.

3. The learned APP for the State submits that the offences for which the instant FIR has been instituted against the petitioner carries punishment of less than seven years, the said submission of the learned APP is not disputed by the 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 given the benefit of Section 41A of the Cr.P.C.

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 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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