

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29520 of 2025

Arising Out of PS. Case No.-149 Year-2024 Thana- BISHANPUR District- Darbhanga

1. Arjun Kumar Das @ Arjun Kumar s/o Surendra Das Village- Tola Shivdaspur Panchobh, P.S.- Bishanpur, Distt.- Darbhanga
2. Kevla Devi @ Kalwa Devi W/O Surendra Das Village- Tola Shivdaspur Panchobh, P.S.- Bishanpur, Distt.- Darbhanga

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pankaj Kumar Das
For the Opposite Party/s : Mr.Sharda Kumari

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 23-07-2025 Heard learned counsel for the petitioners, learned

A.P.P. for the State and learned counsel for opposite party no. 2.

2. The petitioners apprehend their arrest in a case punishable for offence under Sections 126(2)/115/118(1)/117/109(1)/303(2)/351/352/3(5) of the B.N.S.

3. At the outset, learned counsel appearing on behalf of complainant / opposite party no. 2 submits that in this case, process of Section 82/83 of the Cr.P.C. has already been initiated against this petitioner and as such, this bail application is not maintainable, in view of several decisions of the Supreme Court, rendered in the case of (i) *Lavesh v. State (NCT of Delhi)*, reported in (2012) 8 S.C.C. 730, (ii) *State of MP v. Pradeep Sharma*, reported in (2014) 2 S.C.C. 17 and (iii) *Prem*



***Shankar Prasad v. State of Bihar, reported in 2021 SCC
Online SC 955.***

4. Considering the aforesaid development, the application, filed for grant of anticipatory bail to petitioners, stands dismissed.

(Prabhat Kumar Singh, J)

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