

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.68961 of 2024

Arising Out of PS. Case No.-112 Year-2024 Thana- OBRA District- Aurangabad

Shivji Kumar Bharti, S/o- Late Mishri Lal Ram Village- Jokahi PO-Karmegh
PS- Laukaha Distt- Madhubani

... .. Petitioner/s

Versus

1. The State of Bihar
2. Baban Sharma S/o- Sheo Narayan Sharma Village- Ganga Bigha Po-Bharab
Ps- Obra Dist- Aurangabad

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Pintu Kumar Patel- Advocate
For the State	:	Mr. Chandra Bhushan Prasad- A.P.P.
For the Informant	:	Mr. Arbind Kumar Singh- Advocate

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

4 09-04-2025 1. Heard learned counsel for the petitioner, the

learned counsel appearing on behalf of the informant and

learned A.P.P. for the State.

2. The learned counsel for the petitioner submits
that petitioner seeks anticipatory bail in connection with
Obra P. S. Case No.112 of 2024 for the offences punishable
under Sections 406 and 420 of the I.P.C.

3. The learned APP Sri Chandra Bhushan Prasad
submits that the offence for which the instant FIR has been
instituted, carries punishment of seven years and less, the
said submission of the learned APP is not disputed by



learned counsel appearing on behalf of the petitioner and the informant.

4. The learned counsel for the petitioner next submits that investigation in the case against the petitioner is still continuing, but then, the petitioner has 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 petitioner 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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