

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.66238 of 2025

Arising Out of PS. Case No.-64 Year-2025 Thana- Mufassil District- Khagaria

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1. Pappu Tanti S/O Bilas Tanti @ Vilas Tanti Resident of Village- Ekaniya Diyara, P.S- Mufassil, District- Khagaria.
 2. Wakil Sahni S/O Bhola Sahni Resident of Village- Ekaniya Diyara, P.S- Mufassil, District- Khagaria.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioners : Mr. Shashank Shekhar, Advocate
For the State : Md. Mushtaque Alam, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 03-12-2025 Heard learned counsel appearing on behalf of the petitioners and learned APP appearing on behalf of the State.

2. The petitioners apprehend their arrest in a case registered for the offence punishable under Sections 54, 103(1) and 61(2) of the B.N.S..

3. As per prosecution case, it is alleged that all the F.I.R. named accused persons, including these petitioners, assaulted informant and his brother due to which, brother of informant died.

4. It is submitted by learned counsel appearing on behalf of the petitioners that petitioners are quite innocent and have committed no offence. Allegation of assault is general and



omnibus and no specific accusation of overt act has been alleged against these petitioners. The present F.I.R. has been lodged after inordinate delay of three days and there is no plausible explanation for the same which itself makes the entire prosecution case doubtful. Petitioners claim clean antecedents.

5. On the other hand, learned A.P.P. for the State has vehemently opposed the prayer for grant of anticipatory bail to the petitioners and submitted that petitioners are named in the F.I.R. with specific accusation that they, along with other F.I.R. named accused persons, assaulted informant and his brother with *khanti* and iron rod due to which, brother of informant died.

6. Considering the facts and circumstances of the case, specific and direct nature of accusation and gravity of offence, the prayer for grant of anticipatory bail to the petitioners is rejected.

(Prabhat Kumar Singh, J)

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