

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.74047 of 2025**

Arising Out of PS. Case No.-220 Year-2022 Thana- CHORAUT District- Sitamarhi

Ramashankar Mukhiya @ Shankar Mukhiya S/o Sital Mukhiya R/o Village-
Jadupatti, P.S.- Choraut, District- Sitamarhi

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Hans Lal Kumar, Advocate

For the Opposite Party/s : Mr. Brajendra Nath Pandey, APP

**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER**

3 17-11-2025 Heard learned counsel appearing on behalf of the
petitioner and learned APP appearing on behalf of the State.

2. The petitioner apprehends his arrest in a case registered for the offence punishable under Section 302, 201 and 34 of the Indian Penal Code.

3. At the outset, learned A.P.P. for the State has vehemently opposed the prayer for grant of anticipatory bail to the petitioner and submitted that the F.I.R. was instituted in the year 2022 itself and from bare perusal of the impugned order it is apparent that proceedings under Section 82 of the Cr.P.C. has already been issued against this petitioner. In this connection, reliance is placed upon recent judgment of the Hon'ble Apex Court rendered in the case of *Prem Shankar Prasad versus the State of Bihar and Another* reported in *LL 2021 SC 579*.



4. Considering the facts and circumstances, the fact that proceedings under Section 82 of the Cr.P.C. has already been issued and judgment of the Hon’ble Apex Court passed in the case of *Prem Shankar Prasad (supra)*, the prayer for grant of anticipatory bail to the petitioner is rejected.

(Prabhat Kumar Singh, J)

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