

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.74510 of 2025

Arising Out of PS. Case No.-87 Year-2016 Thana- BARHARA District- Bhojpur

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1. Vimlesh Kumar Singh, S/O Ram Bahadur Singh, Resident of Village-Pharna, P.S.- Barahara, District- Bhojpur.
 2. Mithilesh Kumar Singh S/O Ram Bahadur Singh Resident of Village-Pharna, P.S.- Barahara, District- Bhojpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Raju Kumar Singh, Advocate

For the Opposite Party/s : Mr. Murli Dhar, APP

CORAM: HONOURABLE MR. JUSTICE HARISH KUMAR
ORAL ORDER

2 01-12-2025 Heard the parties.

2. The petitioners are apprehending their arrest in connection with Barhara P.S. Case No. 87 of 2016 registered for the offences punishable under Sections 341, 323, 147, 149, 448, 354, 307, 379, 504 and 506 of the Indian Penal Code.

3. The allegation against the petitioners is of causing assault to the informant and his family members along with other accused persons, besides the allegation of snatching of valuables.

4. Learned Advocate for the petitioners submitted that from the narratives made in the F.I.R. itself, it is evident that there is no specific allegation against the petitioners, except the



petitioners are said to be the persons, who are involved in the crime. Co-accused persons, having identical allegation, namely, Bindeshwari Singh and Mantu Singh, have been extended the privilege of anticipatory bail by a coordinate Bench of this Court in Cr. Misc. No. 7990 of 2024. Referring thereto, it is further submitted that the case of the petitioners' stands on parity with those, who have been accorded the privilege of anticipatory bail. The petitioners bear fair antecedent. So far the delay in approaching the Court is concerned, it is submitted that the petitioners have never been acquainted with regard to lodging of the F.I.R. nor the police has ever chased them, till filing of the bail application before the learned Sessions Judge.

5. On the other hand, learned APP for the State vehemently opposes the bail application and submits that the petitioners have been evading their arrest for the last nine years and for this reason alone, they do not deserve the privilege of anticipatory bail.

6. Having considered the submissions advanced by the learned Advocate for the respective parties and taking note of the fact that other co-accused persons, facing identical allegation, have been accorded the privilege of anticipatory bail by a coordinate Bench of this Court and the petitioners also



deserve similar treatment, as the uniformity demands, besides the fair antecedent, let the petitioners, named above, in the event of their arrest or surrender before the court below within four weeks from the date of receipt/production of a copy of this order, be released on bail on furnishing bail bonds of Rs.10,000/- (Rupees ten thousand) each with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Bhojpur at Ara in connection with Barhara P.S. Case No. 87 of 2016, subject to the condition as laid down under Section 482 (2) of the Bharatiya Nagarik Suraksha Sanhita, 2023 with the further condition that one of the bailors shall be the own/close relative of the petitioners.

(Harish Kumar, J)

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