

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.84374 of 2025

Arising Out of PS. Case No.-176 Year-2021 Thana- RUNISAIDPUR District- Sitamarhi

1. Dinesh Kumar Singh @ Dinesh Singh S/o Late Ram Swarth Singh R/o Village - Rain Shankar, P.S - Runnisaidpur, District - Sitamarhi
2. Rita Devi W/o Sri Dinesh Kumar Singh @ Dinesh Singh R/o Village - Rain Shankar, P.S - Runnisaidpur, District - Sitamarhi

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Vaidehi Raman Prasad Singh, Adv.
For the Opposite Party/s : Mr.Rana Randhir Singh, APP

CORAM: HONOURABLE MR. JUSTICE HARISH KUMAR
ORAL ORDER

2 03-12-2025 Heard Mr. Vaidehi Raman Prasad Singh, learned Advocate for the petitioners and Mr. Rana Randhir Singh, learned Additional Public Prosecutor for the State.

2. The petitioners apprehend their arrest in connection with Runnisaidpur P.S. Case No. 176 of 2021, registered for the offences punishable under Sections 341, 323, 307, 447, 34 of the Indian Penal Code.

3. This is the second attempt made on behalf of the petitioners as earlier prayer for bail of the petitioners came to be rejected by a Bench of this Court vide order dated 06.07.2022 in Cr. Misc. No. 49882 of 2021.

4. Learned Advocate for the petitioners fairly



submitted that the prayer for bail of the petitioners came to be negated by a Bench of this Court and he is not pressing the application on the merit of the case. However, it is the fact that the petitioner No. 1 has been suffering from carcinoma, whereas petitioner No. 2 is the wife of petitioner No. 1 and woman having fair antecedent. There are various other aspects of the matter, which were not looked into by the Bench of this Court on the last occasion, besides the delay in lodging of the FIR and the nature of injury. Learned Advocate further contended that the petitioners are ready to abide by the terms and conditions of this Court.

5. On the other hand, learned APP for the State vehemently opposed the prayer for reconsideration of the bail of the petitioners and submitted that the prayer for bail of the petitioners was negated long back on 06.07.2022 and surprisingly they have approached this Court for reconsideration of their prayer after a period of more than three years. Hence it is the admitted position that they were evading their arrest and for this reason alone, they do not deserve sympathy of this Court. Moreover, on the previous occasion, this Court has taken note of the fact that the injured has sustained a grievous injury and there is allegation against the petitioners and others of



causing such assault.

6. Having considered the submissions advanced by the learned Advocates for the respective parties and taking note of the aforesaid fact, this Court is not acceded to re-consider the prayer for anticipatory bail of the petitioners. Accordingly, the prayer for re-consideration of anticipatory bail of the petitioners stands rejected.

7. However, taking note of the fact that the petitioner No. 1 is suffering from carcinoma and petitioner No. 2 is lady facing omnibus allegation, this Court directs the petitioners to surrender before the court below within a period of six weeks. In case, the petitioners surrender before the jurisdictional court, their prayer for bail shall be considered without being prejudiced by the order of this Court taking note of the submissions afore noted, besides the ailment of petitioner No. 1 and the fact that the petitioner No. 2 is lady, forthwith.

(Harish Kumar, J)

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