

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7049 of 2026

Arising Out of PS. Case No.-246 Year-2010 Thana- PIRBAHOR District- Patna

Ajit Kumar @ Chuhwa Son of Rajendra Prasad Resident of Mohalla B.M.
Das Road, Police Station - Pirbahor, District - Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner : Mr. Navendu Prakash, Advocate
For the State : Mr. Choubey Jawahar, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 19-02-2026 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 Sections 302 and 34 of the Indian Penal Code and Section 27 of the Arms Act.

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 same is not maintainable as from bare perusal of the impugned order it is apparent that proceedings under Sections 82 and 83 of the Cr.P.C. has already been issued against the petitioner on 22.07.2013. In this connection, reliance is placed upon recent judgment of the Hon'ble Apex Court 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 Sections 82 and 83 of the Cr.P.C. has already been issued against the petitioner 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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