

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.54369 of 2025

Arising Out of PS. Case No.-92 Year-2018 Thana- PURAINI District- Madhepura

Sunil Kumar Sah S/o Sri Bisundev Sah R/o Village- Dumrail, P.S.- Puraini,
District- Madhepura

... .. Petitioner/s

Versus

1. The State of Bihar
2. Vibhuti Kumar, S/O- Late Nakuldeo Kumar Vill- Ganeshpur, P.S.- Puraini,
Distt.-Madhepura

... .. Opposite Party/s

Appearance :

For the Petitioner	:	Mr. Alok Kumar Singh, Adv.
For the State	:	Mr. Uday Chand Prasad, APP
For the Informant	:	Dr. Sanjay Kumar Singh, Adv.

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 08-01-2026 Heard learned counsel for the petitioner, learned
A.P.P. for the State and learned counsel for the informant.

2. The petitioner apprehends his arrest in Puraini P.S.
Case No. 92 of 2018, registered for the offences punishable
under Sections 341, 323, 406, 420, 504 & 506 of the Indian
Penal Code.

3. At the outset, learned counsel for the informant that
process under Section 82 Cr.P.C. and thereafter, Section 83
Cr.P.C. have been initiated by learned Magistrate against this
petitioner and as such, this anticipatory bail petition is not
maintainable, in the light of decisions of the Supreme Court in
the case of **(Lavesh v. State (NCT of Delhi) (2012) 8 SCC 730,**



State of MP v. Pradeep Sharma (2014) 2 SCC 17 and **Prem Shankar Prasad v. State of Bihar 2021 SCC OnLine SC 955)**
as also latest decision of Supreme Court in the case of **State of Haryana vs. Dharamraj in (2023) 17 S.C.C. 510.**

4. Considering the aforesaid development, the present anticipatory bail petition stands dismissed, as same is not maintainable.

(Prabhat Kumar Singh, J)

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