

ITEM NO.15            Court 5 (Video Conferencing)            SECTION II-A

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (Crl.) No(s). 3011/2021

(Arising out of impugned final judgment and order dated 09-02-2021  
in CRLM No. 16721/2020 passed by the High Court Of Judicature At  
Patna)

ABRAR AHMED

Petitioner(s)

VERSUS

THE STATE OF BIHAR & ANR.

Respondent(s)

(FOR ADMISSION and I.R. and IA No.50574/2021-EXEMPTION FROM FILING  
O.T. )

Date : 15-04-2021 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.M. KHANWILKAR  
HON'BLE MR. JUSTICE DINESH MAHESHWARI  
HON'BLE MR. JUSTICE KRISHNA MURARI

For Petitioner(s)

Mr. Sidhartha Luthra, Sr. Adv.  
Mr. Mohd. Wasim, Adv.  
Mr. Tabish Zia, Adv.  
Mr. Ahmar Abrar, Adv.  
Mr. Krishna Datta Multani, Adv.  
Mr. Sunil Kumar Verma, AOR

For Respondent(s)

UPON hearing the counsel the Court made the following  
O R D E R

We decline to interfere with the impugned judgment and  
order refusing to grant anticipatory bail. The special leave  
petition is dismissed accordingly.

However, dismissal of this special leave petition will  
not come in the way of the petitioner to pursue regular bail  
application in connection with F.I.R. No. 14/2017 registered  
with Shastri Nagar, P.S. Patna, Bihar, which he may file

within four weeks from today after surrendering before the concerned Court. Till then, no coercive steps be taken against the petitioner but the petitioner shall make himself available before the Investigating Officer as and when required in connection with the investigation of the subject case. If 48 hours advance notice is given to the local public prosecutor before moving the bail application, the concerned Court may decide the bail application preferably on the same day on its own merits and in accordance with law uninfluenced by any observation made in the impugned judgment and order.

We are not expressing any opinion on the merits of the controversy, including the efficacy of the order passed by the High Court of Judicature at Patna in the case of co-accused (Ram Padarth Thakur) in Criminal Misc. No. 17563 of 2020 granting him anticipatory bail.

All contentions available to the petitioner are left open.

The Trial Court may consider the bail application uninfluenced by the observation(s) made by the High Court in the case of the petitioner.

Pending applications, if any, stand disposed of.

(DEEPAK SINGH)  
COURT MASTER (SH)

(VIDYA NEGI)  
COURT MASTER (NSH)