

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.23290 of 2015

Arising Out of PS.Case No. -14 Year- 2014 Thana -FORBESGANJ District- ARRARIA

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1. Samrendra Yadav @ Sabren Yadav S/o Late Pannalal Yadav resident of
village Chanda, Police Station - Narpatganj, District - Araria.

.... Petitioner

Versus

1. The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Mukesh Kumar

For the Opposite Party : Mr. Sadanand Paswan (Spl. Pp)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 26-06-2015

Heard learned counsels for the petitioner and

the State.

Petitioner is apprehending his arrest in a case registered for the offences punishable under Sections 147, 148, 149, 302, 307, 323, 324, 341, 354, 379, 436, 120B of the Indian Penal Code, Section 27 of the Arms Act and Sections 3(1)(iv)(v)(x)(xi)(xv), 3(2)(ii)(iv)(v)(vi) of the SC & ST (Prevention of Atrocities) Act.

It is alleged that accused persons came variously armed and assaulted the informant's side. It is specifically alleged that co-accused Subash Yadav fired causing injury to Biren Ram who died on the spot. One Anirudh Ram died in course of treatment due to the fire arm injury caused by co-accused Subash Yadav and Anant Singh. It is further alleged that informant's side was also assaulted by other accused persons. The accused persons also used explosive as a

result the articles worth rupees thirty thousand got burnt.

It is submitted by learned counsel for the petitioner that in the background of pending title suit and criminal case the accusation has been levelled. The petitioner was simply a member of the mob and he was only found sitting on the tractor.

Keeping in view of the fact that accusation of overt act is not specific against the petitioner, it is a case for consideration of prayer for regular bail, if the petitioner surrenders within a period of six weeks and pray for regular bail in connection with Fulkaha P.S. Case No. 14 of 2014, pending in the Court of learned Chief Judicial Magistrate, Araria.

Accordingly the application is disposed off.

(Dinesh Kumar Singh, J)

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