

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.27328 of 2015

Arising out of PS.Case No. -614 Year- 2013 Thana -BHOJPUR GRP CASE District- BHOJPUR

Gautam Kumar Yadav, son of Bajrangi Yadav, resident of Village-  
Paharpur, P.O. Umronganj, Police Station- Bihiya, District- Bhojpur, Ara.

.... .... Petitioner

Versus

The State of Bihar

.... .... Opposite Party

Appearance :

For the Petitioner : Mr. Rajiva Ranjan, Advocate.

For the Opposite Party : Mr. Kr. Ranjit Ranjan(App)

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH  
ORAL ORDER

3 09-09-2015 Heard learned counsel for the petitioner and learned  
counsel for the State.

The petitioner is apprehending his arrest in connection  
with R.PF. Ara Case No. 614/2013 for the offences instituted  
under Section 160(B) of the Railway Act.

The prosecution story, in brief, is that the petitioner  
being the driver of the bus dashed the boom of railway gate and  
broken the boom of such railway gate and fled away.

It has been submitted on behalf of the petitioner that the  
petitioner has got no criminal antecedent. It is further submitted  
that the petitioner has been made accused in the present case due  
to mistake of fact. It is further submitted that at the instance of the  
petitioner life of the many other persons is said to have been

saved. Other co-accused has been granted bail vide Cr. Misc. No. 41564/2014.

On behalf of the State it has been submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner above named, be released on bail in the event of his arrest or surrender before the learned court below within a period of four weeks from today in connection with R.P.F. Ara Case No. 614/2013 on furnishing bail bond of Rs. 10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Railway Judicial Magistrate, Bhojpur at Ara, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

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**(Sudhir Singh, J)**