

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.51474 of 2014

Arising Out of PS.Case No. -207 Year- 2014 Thana -SALKHUA District- SAHARSA

1. Bijay Yadav @ Bijal Yadav S/o Raso Yadav Resident of Village Kabira,
P.S. Salkhua, District Saharsa..... Petitioner/s

Versus

1. The State of Bihar Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rakesh Singh

For the Opposite Party/s : Mr. Bharat Bhushan(App)

**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA**

ORAL ORDER

2 03-03-2015

Heard learned counsel for the petitioner and learned
counsel representing the State.

Petitioner seeks bail in connection with Salkhua P.S.
Case No. 207 of 2014 registered for the offences punishable under
Sections 307, 504, 506, 147, 148, 149 of the Indian Penal Code
and Section 27 of the Arms Act.

Allegedly, in PACS election the petitioner along
with 10-12 persons came there, the petitioner told Hare Ram
Yadav that nephew of enemies is going, so kill him and then Hare
Ram Yadav fired which hit the informant and the informant fell
down and then Shushil Kumar also fired which hit Kamleshwari
Jha.

Submission is that there is case and counter case, the
case of the petitioner is of earlier and this case is counter blast.

The petitioner has been alleged to be an order giver and as such, he deserves sympathetic consideration as he is suffering in custody since 20.10.2014 having no criminal antecedent to which the learned APP opposes.

In the facts and circumstances stated above, the petitioner above named is directed to be released on bail on execution of bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Sri Sanjeev Kumar, J. M. Ist Class, Saharsa in connection with Salkhua P.S. Case No. 207 of 2014, subject to the conditions that one of the bailors must be a near relative and another having sufficient immovable property within the territorial jurisdiction of the court concerned and the petitioner shall remain present on each and every date during trial and the default on two consecutive dates on his part without any reason shall disentitle the petitioner from privilege of bail.

(Jitendra Mohan Sharma, J)

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