

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.27054 of 2015

Arising Out of PS.Case No. -45 Year- 2013 Thana -AKBARNAGAR District- BHAGALPUR

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1. Mutto Yadav @ Mukesh Yadav son of Bhikho Yadav Resident of Village
Balua Tola, Police Station - Nathnagar, District - Bhagalpur.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dr. Manoj Kumar

For the Opposite Party/s : Mr. Ganesh Pd.Singh(App)

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 28-07-2015 Heard the learned counsel for the petitioner as well as

the learned for the State.

The petitioner seeks bail in a case for the offences
punishable under sections 452, 302, 436/34 of the I.P.C and
section 27 of the Arms Act.

The prosecution story, in brief, is that on 27.7.2013 at
12.00 night the informant heard sound and saw that the accused
persons committed rape with his mother and one co-accused Jai
Jai Ram fired upon his mother and one co-accused Arbind Yadav
set fire in the corner of hut as a result of which his mother died
and hut was also brunt.

On behalf of the petitioner it has been submitted that
the petitioner is in custody since 22.8.2014. Charge sheet has been

submitted in the case. It is submitted on behalf of the petitioner that the allegation of rape is against other co-accused Jai Jai Ram, Fulo Yadav and Sitaram Yadav. The petitioner has not set fire to the hut of the deceased.

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

In the facts and circumstances as stated above, the petitioner is directed to be released on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of C.J.M. Bhagalpur in Akbar Nagar P.S. Case No. 45 of 2013.

(Sudhir Singh, J)

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