

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.14369 of 2015

Arising Out of PS.Case No. -370 Year- 2008 Thana -KALUAHI District- MADHUBANI

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Ram Kumar Yadav @ Raj Kumar Yadav

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Gagan Deo Yadav, Advocate

For the Opposite Party/s : Mr. S.D. Singh Yadav (App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 07-04-2015

Heard learned counsels for the petitioner and the

State.

The petitioner is apprehending arrest in a case
registered for the offences punishable under Section 147, 148,
149, 323, 324, 448, 380, 307, 302 of the Indian Penal Code.

It is alleged that the accused persons entered into the
house of the informant and assaulted the father, cousins, wife
and younger brother of the informant with lathi danda and rod
when co-accused Mahesh Yadav stout the throat of the
handicapped nephew of the informant namely Akhilesh Yadav,
who, subsequently, succumbed to the injuries.

It is submitted by learned counsel for the petitioner
that though the case was instituted on 19.06.2009 but the
petitioner was not sent up for trial subsequently the learned

court below deferring with the final form took cognizance vide order dated 03.10.2013 under Sections 147, 148, 323, 324, 448, 380, 307 and 302 of the Indian Penal Code. A statement has been made in para 3 of the petition that the petitioner has no criminal antecedent. Similarly situated co-accused Birendra Yadav @ Birendra Kumar Yadav has already been granted anticipatory bail by a Bench of this Court vide order dated 01.07.2014 passed in Criminal Miscellaneous No.16901 of 2014.

Considering the aforesaid facts, let the above named petitioner be released on anticipatory bail, in the event of arrest or surrender before the learned Court below within a period of 12 weeks from today, on furnishing bail bond of ₹10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Madhubani in connection with Kaluahi (Khajauli) P.S. Case No.370 of 2008, subject to the conditions as laid down under Section 438(2) Cr.P.C.

Ashwini/-

(Dinesh Kumar Singh, J)

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