

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.58413 of 2015

Arising Out of PS.Case No. -21 Year- 2007 Thana -ATRI District- GAYA

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Ram Chandra Yadav Son of Sri Jai Ram Yadav R/o Village Dhusari, P.S.
Atari, in the District of Gaya

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Prabhu Narayan Sharma, Advocate

For the Opposite Party : Mr. Rajendra Singh Shastri, APP

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

6 22-07-2016 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner is in custody in connection with **Atri**
P.S.Case No.21 of 2007 pending in the Court of **Judicial**
Magistrate, Ist Class, Gaya registered for an offence under
Sections 302/34 of the IPC and Section 27 of the Arms Act.

As per the prosecution case, it is a case of murder of the
brother of the informant by the accused persons.

It has been submitted that the petitioner is in custody
since 06.08.2015. Charge sheet has been submitted in the case.
Petitioner has got no criminal antecedent. There is no allegation of
tampering of evidence against the petitioner. It is case and counter
case between the parties. The informant's side is said to be the

aggressor and the petitioner to save himself has fired.

On behalf of the State, it has been submitted that the petitioner is named in the FIR and due to the firing made by the petitioner, the deceased has died. The case is of the year 2007 and the petitioner had been absconding for more than eight years.

Considering the aforesaid facts and circumstances, I am not inclined to release the petitioner on bail, the same is rejected.

(Sudhir Singh, J)

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