

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.9412 of 2016

Arising Out of PS.Case No. -181 Year- 2015 Thana -CHENARI District- SASARAM (ROHTAS)

=====

Sunil Kumar Yadav, son of Bechu Singh Yadav @ Bechan Singh Resident
of Village- Chikhuriya, P.S.- Chenari, District- Rohtas (Sasaram).

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Ram Nath Singh Yadav, Advocate

For the Opposite Party/s : Mr. Renuka Ratnakar (APP)

=====

CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

3 16-05-2016

Heard learned counsel for the petitioner and

learned APP for the State.

Petitioner apprehends arrest in connection with
Chenari P.S. Case No. 181/15 for offences alleged under Sections
279, 337, 338, 307/34 of the Indian Penal Code.

The prosecution case, as lodged by the
informant, is that on 30.09.2015 at about 11.30 A.M. when he was
going to college by motorcycle, in the way, the petitioner and one
another co-accused with intention to kill him dashed his
motorcycle due to which he received injury and in course of
fleeing away the vehicle also dashed one Suresh Pandey, who also
sustained injury.

It has been submitted by the learned counsel for
the petitioner that he is innocent having no criminal antecedent, as

is evident from paragraph 3 of this application and has not committed any offence. He submits that during course of investigation, it has been found that somebody else was driving the vehicle and the injury report also shows the injury to be simple in nature and for other injury on Suresh Pandey opinion has been kept reserved but the injury is of lacerated wound, swelling and pain. He further submits that there is compromise between the parties and Section 307 I.P.C. is a super-addition.

However, learned APP for the State submits that the petitioner is named in the First Information Report, hence, opposes the prayer for bail.

Be that as it may, let petitioner, above named, in the event of his arrest or surrender before the court below within a period of eight weeks from today, 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 learned Chief Judicial Magistrate, Rohtas at Sasaram, in connection with Chenari P.S. Case No. 181/15, subject to the conditions as laid down under Section 438(2) Cr.P.C.

(Nilu Agrawal, J.)

Rajesh/-

U		T	
---	--	---	--