

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.54701 of 2016

Arising Out of PS.Case No. -275 Year- 2016 Thana -BEGUSARAI MUFFASIL District-
BEGUSARAI

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Kailash Yadav, Son of Ganeshi Yadav, Resident of Village Kankaul, P.S.
Muffasil, District- Begusarai.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Manoj Kumar Singh, Advocate

For the Opposite Party/s : Mr. Umesh Lal Verma, APP

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CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

2 22-12-2016 Heard learned counsel for the petitioner and

the learned A.P.P. for the State.

Petitioner is languishing in judicial custody
since 12.07.2016 in connection with Begusarai Muffasil
P.S. Case No. 275/16 registered for the offences
punishable under Sections 447, 307, 452/34 of the Indian
Penal Code.

The prosecution case, as lodged by the
informant, is that while he was measuring milk at the door
of one Brajesh Singh petitioner along with others came
armed with fire-arms and on the orders of petitioner
Mukesh Singh fired on him hitting on his neck.



It has been submitted by the learned counsel for the petitioner that he is innocent, has no criminal history and the injury report does not speak of any fire-arm injury and the injuries have been found to be simple in nature caused by hard blunt substance and one of the named co-accused on similar allegation has since been granted the privilege of bail by the learned court below itself. It is further submitted that the charge-sheet has already been submitted, hence, there is no chance of tampering with the prosecution evidence and that earlier his bail application bearing Cr. Misc. No. 43990 of 2016 was withdrawn on 04.10.2016 as charge-sheet had not been submitted and he was given liberty to approach this Court with appropriate application in future.

However, learned A.P.P. 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, since charge-sheet has already been submitted, let the petitioner, above named, be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Chief



Judicial Magistrate, Begusarai, in connection with
Begusarai Muffasil P.S. Case No. 275/16.

(Nilu Agrawal, J.)

Rajesh/-

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