

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.45104 of 2017

Arising Out of PS.Case No. -136 Year- 2017 Thana -BAKHRI District- BEGUSARAI

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1. Mukesh Yadav, S/o Deoki Nandan Yadav,
2. Deoki Nandan Yadav, S/o Late Kameshwar Yadav @ Kaleshwar Yadav
Both are resident of Village- Vijailakh, P.S.- Bakhri, District- Begusarai.

.... Petitioners

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Binod Kumar

For the Opposite Party/s : Mr. Chandrasen Prasad Singh

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 17-10-2017 Heard learned counsel for the petitioners.

This is an application for bail in connection with Bakhari
P.S. Case No. 136 of 2017 registered for the offences punishable
under Sections 302/34 of the Indian Penal Code and Section 27 of
the Arms Act.

Allegation against the petitioners is that they were armed
with pistols and co-accused Prabht Yadav made firing causing
death of mother of informant.

Submission of learned counsel for the petitioners is that
there is land dispute between the parties from before and there is
no specific allegation of firing against them and further
submission is that whole family members have been implicated in
this case and they are in custody for more than three months.



Heard learned APP and learned counsel for the informant. They have opposed the prayer for bail.

Having heard both sides and in view of the allegation, I am not inclined to grant bail to the petitioners at this stage.

However, once charge has been framed in this case, learned trial court will release the petitioners on bail to its own satisfaction on the condition that they will co-operate in trial and will appear on each and every date, failing which their bail bonds shall be liable to be cancelled.

With the above observation, this application is disposed of.

(Vinod Kumar Sinha, J)

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