

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.33650 of 2017**

Arising Out of PS.Case No. -44 Year- 2017 Thana -DUMRA District- SITAMARHI

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BACHA YADAV @ BACHA PRASAD YADAVA @BACHA YADAVA  
@ BACHHA YADAV@ BACHHA PRASAD YADAV, SON OF LATE  
KISHOR PRASAD YADAV, R/O VILLAGE- VISHWANATHPUR, PS-  
DUMRA, SITAMARHI.

.... .... Petitioner/s

Versus

The State of Bihar

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Ashok Kumar Jha

For the Opposite Party/s : Mr. Sri Bharat Lal

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**CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA**  
**ORAL ORDER**

2      21-07-2017                      Heard learned Counsel for the petitioner and learned  
Additional Public Prosecutor for the State.

This application, for grant of anticipatory bail, arises  
out of Dumra Police Station Case No. 44 of 2017 (Rail P.S. Case  
No. 103 of 2016) disclosing offences under Sections 302, 201/34  
of the Indian Penal Code.

Learned Counsel for the petitioner has submitted the  
petitioner, who is of clean antecedent, is innocent and has not  
committed any offence. In fact, the petitioner has been made  
accused in this case on the ground of suspicion. There is no eye  
witness to the alleged occurrence. Final form has also been  
submitted in this case in which also only suspicion has been  
raised against the petitioner and except that no any cogent



material has come against the petitioner. Hence, the petitioner deserves the privilege of anticipatory bail.

Considering the facts and circumstances of the case, let the petitioner, above named, in the event of his arrest or surrender before the Court below within six weeks, 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, Sitamarhi, in connection with Dumra Police Station Case No. 44 of 2017 (Rail Darbhanga (Sitamarhi) P.S. Case No. 103 of 2016) subject to the condition laid down under Section 438 (2) of the Code of Criminal Procedure.

**(Arvind Srivastava, J)**

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