

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.18426 of 2017

Arising Out of PS.Case No. -212 Year- 2015 Thana -TRIVENIGANJ District- SUPAUL

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Dilip Yadav Son of Jamun Yadav, Resident of Village- Bhura, Police
Station- Triveniganj, District- Supaul.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Arun, Advocate

For the Opposite Party : Mr. Upendra Kumar (APP)

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CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN SHARMA
ORAL ORDER

3 28-06-2017 Heard learned counsel for the petitioner and learned
counsel representing the State.

The petitioner apprehends his arrest in connection
with Triveniganj P.S. Case No. 212 of 2015, registered for the
offence punishable under Section 302/34 of the Indian Penal
Code.

Allegedly, the son of the informant went to village
Bhura, to participate in a panchayati but he did not return and his
dead body was found and the informant suspected that petitioner
along with other co-accused might have killed his son.

Submission is of false implication and that the
informant is not an eye-witness of the occurrence, no body has
come forward to say that the petitioner killed the deceased,



witnesses have stated that deceased was sitting on motorcycle by the side of the road and a truck dashed him, resulting, his death. In this case similarly situated Bijay Kumar Yadav @ Bijay Kumar has already been allowed pre-arrest bail vide Cr. Misc. No. 17179 of 2016 and, as such, the petitioner deserves sympathetic consideration.

The learned A.P.P. fairly submits that Bijay Kumar Yadav @ Bijay Kumar has been allowed pre-arrest bail by another co-ordinate bench of this Court.

In the facts and circumstances as stated above, the petitioner in the event of his arrest or surrender within four weeks from the date of receipt/production of a copy of this order shall 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 C.J.M., Supaul, in connection with Triveniganj P.S. Case No. 212 of 2015, subject to the conditions as laid down in section 438(2) of the Cr.P.C.

(Jitendra Mohan Sharma, J.)

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