

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.1798 of 2017**

Arising Out of PS.Case No. -651 Year- 2016 Thana -BANKA District- BANKA

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Rajeev Kumar Yadav, Son of Bipin Bihar Yadav, Resident of Village-  
Kadranpathar, P.S. and Distt. Banka

.... .... Petitioner

Versus

The State of Bihar

.... .... Opposite Party

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**Appearance :**

For the Petitioner : Mr. Vibhakar Kumar, Advocate

For the Opposite Party : Mr. Parmeshwar Mehta (APP)

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**CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA**  
**ORAL ORDER**

2      25-01-2017                      Heard learned counsel for the petitioner and the  
  
State.

The petitioner apprehends his arrest in Banka P.S.  
  
Case No. 651 of 2016 instituted for the offence under Sections  
147, 148, 149, 447, 341, 323, 337, 307, 504 and 506 of the Indian  
Penal Code and Section 27 of Arms Act.

It has been submitted on behalf of the petitioner that  
  
other co-accused has been granted anticipatory bail by the learned  
Additional Sessions Judge-iv, Banka vide ABP No. 719 of 2016  
dated 06.12.2016. By the aforesaid impugned order, the bail of  
this petitioner was rejected.

From the written report, it appears that petitioner is  
  
alleged to be an order giver and made fire in the air. Besides this,



there is no any allegation of overt act against this petitioner. It is mentioned in the written report itself that petitioner with his mother was getting electric wire passed through the land of informant for which the alleged occurrence took place. In the circumstances, prayer of the petitioner for anticipatory bail is allowed.

In the event of surrender/arrest of the petitioner, named above, within six weeks from today in connection with Banka P.S. Case No. 651 of 2016, he shall be released on anticipatory 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, Banka, subject to the conditions as laid down under Section 438(2) Cr.P.C.

**(Sanjay Priya, J.)**

ravi/-

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