

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.7344 of 2017

Arising Out of PS.Case No. -183 Year- 2016 Thana -KHAJEKALA District- PATNA

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Bihari Yadav, S/o Late Rudal Yadav, Resident of Village- Alampur,
Kachchi Pargah, P.S. Didarganj, Dist.- Patna.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Raj Bansh Dubey

For the Opposite Party/s : Smt. Anita Kumari

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CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR MISHRA

ORAL ORDER

2 09-03-2017 Heard learned counsel for the petitioner and the

learned A.P.P. for the State.

The petitioner is accused in connection with
Khajekalan P.S. Case No. 183 of 2016, registered under Sections
399 and 402 of the Indian Penal Code, Section 25(1-b)a, 26 and
35 of Arms Act and Section 47A, 53A of Bihar Excise
Amendment Act.

The accusation is that on receiving secret
information about gathering of the miscreants for making plan to
commit crime at Lal Mandir near Barkat Khan ka Akhara.
Thereafter, Police personnel reached there. On seeing the Police
party, three persons started to flee away, out of them two persons
were apprehended, who disclosed their names as Ranjan Kumar
and Satya Prakash. The apprehended persons



disclosed the name of their associates, who succeeded to flee away as Bihari Yadav (Petitioner) and Santosh Kumar. Thereafter, Police party reached at the house of Santosh Kumar from where one bottle containing 200 ML India made foreign liquor recovered from his possession and three cartridges were found in possession of the petitioner.

Learned counsel for the petitioner submits that petitioner has falsely been implicated in this case. Further submission is that, in fact, the petitioner is accused in three other cases and due to that reason, the petitioner has falsely been implicated in this case. The petitioner is in custody since 30.07.2016.

Having regard to the facts and the circumstances of the case, the petitioner, above named, is directed to be released on bail on furnishing bail bond of Rs.10,000/-(Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the Addl. Sessions Judge-V, Patna City, Patna in connection with Khajekalan P.S. Case No. 183 of 2016.

(Rajendra Kumar Mishra, J)

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