

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Appeal (SJ) No.1027 of 2017

Arising Out of PS.Case No. -22 Year- 2016 Thana -DEOKUND District- AURANGABAD

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1. Jay Mangal Singh Yadav @ Jay Mangal Yadav, Son of Lalxman Yadav,
Resident of Village- Hathiyara, Police Station- Deokund, District-
Aurangabad.

.... Appellant/s

Versus

1. The State of Bihar.

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. Bipin Kumar

For the Respondent/s : Mr. Binay Krishna

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

5 23-06-2017 The appellant seeks regular bail in connection with

Deokund P.S. Case No. 22 of 2016, registered for offences

punishable under Section 302, 326, 504, 506 and 120(B) of the

Indian Penal Code, Section 27 of the Arms Act and Section

3(1)(v)/3(s)/3(2)(v) of SC/ST Act.

It has been submitted on behalf of the appellant that only

general and omnibus allegation has been levelled against the

appellant and other co-accused persons and no specific allegation

of assault has been levelled against the appellant and he has been

in judicial custody since 09.11.2016.

Heard learned A.P.P. also.

Having heard both sides, considering the facts and

circumstances of the case that no specific allegation has been

attributed to this appellant and also appellant has no criminal

antecedent and has remained in judicial custody for more than

seven months, as such, this appeal is allowed and impugned order



is set aside. Let the appellant above named, be released on bail on furnishing bail bonds of Rs. 25,000 (Rs. Twenty Five) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate -1st Class, Daudnagar, Aurangabad, in connection with Deokund P.S. Case No. 22 of 2016, subject to the following conditions:-

- (i) One of the bailors of the appellant shall be a local person having sufficient immovable property within the jurisdiction of the concerned Court.
- (ii) The appellant will not induce any witness or tamper with the evidence.
- (iii) The appellant shall cooperate in the disposal of trial and make himself available as and when required by the court and on the event of failure on his part to appear before the court below on two consecutive dates without showing any genuine reasons, the prosecution is free to move for cancellation of his bail bonds.

(Vinod Kumar Sinha, J)

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