

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.21798 of 2017**

Arising Out of PS.Case No. -92 Year- 2015 Thana -BHAGWANGANJ District- PATNA

=====

Bidya Yadav, S/o Late Akalu Yadav, Resident of Village- Rauniya Chak,  
P.S.- Bhagwanganj, District- Patna.

.... .... Petitioner

Versus

The State of Bihar

.... .... Opposite Party

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**Appearance :**

For the Petitioner/s : Mr. Dharendra Kumar Sinha

For the Opposite Party/s : Mr. Uday Pratap Singh

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**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR MISHRA**

**ORAL ORDER**

4      26-07-2017                      Heard learned counsel for the petitioner and the  
  
learned A.P.P. for the State.

The petitioner seeks bail in connection with  
Bhagwanganj P.S. Case No. 92 of 2015, registered under  
Sections 341, 323, 307, 504 and 506/34 of the Indian Penal Code  
and Section 27 of the Arms Act.

The accusation is that 11 persons named in the F.I.R.  
including the petitioner surrounded Udheshwar Yadav near the  
house of Mahendra Yadav. At that time, this petitioner and one  
Ramswaroop Yadav shot fire at the chest of Udheshwar Yadav.

Learned counsel for the petitioner submits that  
earlier the prayer for bail of the petitioner rejected twice lastly on  
07.12.2016 and petitioner is in custody since 17.12.2015. The  
injuries as found on the person of Udheshwar Yadav is of simple



in nature, while petitioner is accused in Sessions Trial No. 81 of 2003 arising out of Masauri (Bhagawanganj) P.S. Case No. 148 of 1997, but he has been acquitted in that case vide Judgment dated 29.11.2010 passed by the Court of Assistant Sessions Judge-3<sup>rd</sup>, Patna.

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 J.M. 1<sup>st</sup> Class, Masaurhi, Patna in connection with Bhagwanganj P.S. Case No. 92 of 2015.

**(Rajendra Kumar Mishra, J)**

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