

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.38084 of 2017

Arising Out of PS.Case No. -19 Year- 2017 Thana -SANGRAMPUR District- MUNGER

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Shankar Yadav, S/o Shri Udho Yadav, resident of village – Kumarsar, P.S.-
Sangrampur, District - Munger

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance:

For the Petitioner/s : Mr. Pranav Kumar Jha, Advocate.

For the Opposite Party/s : Mr. Upendra Kumar, APP.

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**CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL**
ORAL ORDER

2 10-08-2017 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in Sangrampur P.S. Case
No. 19 of 2017 registered under Sections 385 and 386 of the
Indian Penal Code and Section 27 of the Arms Act.

The petitioner and co-accused are said to have
resorted firing in air in order to demand extortion from Balughat.

It is submitted by learned counsel for the petitioner
that though the petitioner and other accused persons are said to
have resorted firing in the air, but no empty cartridge was found at
the place of occurrence. It is not mentioned in F.I.R. that from
whom the petitioner has demanded extortion. The allegation
levelled against the petitioner is not specific rather omnibus. The
offence under Section 386 is not made out against him. There is no



complaint made by anyone against the petitioner regarding demand of extortion from him. The petitioner has been languishing in custody since 24.05.2017.

Considering the facts aforesaid, the above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Additional Chief Judicial Magistrate-II, Munger in connection with Sangrampur P.S. Case No. 19 of 2017.

(Prakash Chandra Jaiswal, J)

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