

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.49812 of 2016

Arising Out of PS.Case No. -77 Year- 2005 Thana -KHIJARSARAI District- GAYA

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Sanjay Yadav, S/o Sri Ramjee Yadav, R/o Village- Sheikh Bigha, P.S.-
Khizar- Sarai, District- Gaya.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Dharendra Kumar Sinha, Advocate
Mr. Yashpal Yadav, Advocate

For the Opposite Party : Mr. Ajay Kumar Jha (APP)

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

5 22-02-2017 Heard learned counsel for the petitioner and the

State.

The petitioner seeks bail in a case instituted for the
offence under Sections 147, 148, 149, 324, 326, 332, 333, 307,
302, 353 and 379 of the Indian Penal Code, Section 27 of Arms
Act, Sections 3 and 4 of Explosive Substance Act and Section 17
of Criminal Law Amendment Act.

It is alleged that on the date of occurrence, the
miscreants fired upon police party as a result of which two police
personnel, namely, Gopal Sharma and Vijendra Singh died on the
spot and the police constable Uday Kumar and Ramchandra
Chauhan sustained injury and they were taken to hospital for
treatment. This petitioner and along with other accused persons



fired on the police party. Learned Additional and Sessions Judge-VIII, Gaya has mentioned in the impugned order that petitioner was absconding since 2005 and process under Sections 82 and 83 of Cr.P.C was also issued against him and thereafter he was remanded in this case from other case.

In such circumstances, there is serious allegation against this petitioner of making firing on police party upon which two police personnel died and he is absconding since long times. Therefore, this court is not inclined to grant bail to the petitioner. Accordingly, the prayer for bail is hereby rejected.

The petitioner is at liberty to renew his prayer for bail after six months, if no substantive progress is made in the trial.

(Sanjay Priya, J.)

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