

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.7093 of 2017

Arising Out of PS.Case No. -327 Year- 2016 Thana -BAKHTIARPUR District- SAHARSA

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Agni Yadav @ Agin Yadav, son of Late Muso Yadav, resident of Village -
Sakri Paharpur, O.P. Balwahat, Police Station - Bakhtiyarpur, District -
Saharsa.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Vivekanand Singh, Advocate
For the Informant : Mr. Ashok Kumar, Advocate
For the Opposite Party/s : Mr. Binod Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 20-02-2017

Heard learned counsel for the petitioner.

This is an application for bail in connection with
Bakhtiyarpur (Balwahat) P.S.Case No. 327 of 2016 registered for
the offences punishable under Sections 302/34 of the Indian Penal
Code.

It has been submitted on behalf of the petitioner that
only allegation against the petitioner is that he is order-giver and
there is no allegation of assault against him and he has remained in
custody for six months.

Heard learned APP as well as learned counsel for the
informant, who have opposed the prayer for bail.

Having heard both sides and considering the fact that
petitioner has no criminal antecedent and he is not the assailant
and has remained in custody for six months, let the petitioner,



above named, be released on bail on furnishing bail bond of Rs.25,000/- (Rupees twenty five thousand) with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Saharsa, in connection with Bakhtiyarpur (Balwahat) P.S.Case No. 327 of 2016, subject to the conditions that :-

- (i) One of the bailors of the petitioner shall be a local person having sufficient immovable properties within the jurisdiction of the concerned Court.
- (ii) The petitioner will not induce any witness or tamper with the evidence.
- (iii) The petitioner 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 reason, the prosecution is free to move the cancellation of his bail.

(Vinod Kumar Sinha, J)

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