

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Appeal (SJ) No.2114 of 2017**

Arising Out of PS.Case No. -93 Year- 2017 Thana -GOGRI District- KHAGARIA

=====

1. Chunni Yadav, son of Late Hakru Yadav, resident of Village- Barahara,  
P.S.- Gogri, District- Khagaria.

.... .... Appellant/s

Versus

1. The State of Bihar.

.... .... Respondent/s

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**Appearance :**

For the Appellant/s : Mr. Ram Sumiran Rai

For the Respondent/s : Mr. Binay Krishna

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**CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA**  
**ORAL ORDER**

3      23-08-2017      The appellant seeks regular bail in connection with Gogri  
P.S. Case No. 93 of 2017, registered for offences punishable under  
Section 366(A) of the Indian Penal Code, Sections 448, 436, 427  
and 34 of Indian Penal Code, Section 3(1)(x)(R) of SC/ST (POA)  
Act.

Allegation against the appellant is of setting the house of  
informant on fire due to which one she goat died.

It has been submitted on behalf of the appellant that only  
general and omnibus allegation has been levelled against the  
appellant and no specific allegation has been levelled against him.  
Further the house was not habitable house of the informant. He  
has been in judicial custody for more than three months.

Heard learned Special P.P. also.

Having heard both sides, considering the facts and  
circumstances of the case, 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 thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge, Khagaria, in connection with Gogri P.S. Case No. 93 of 2017, 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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