

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.44792 of 2017

Arising Out of PS.Case No. -47 Year- 2016 Thana -VIJAYPUR District- GOPALGANJ

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Dhananjay Yadav Son of Late Jay Shankar Yadav, Resident of Village-Sheokatahi, P.S. Vijaipur, District-Gopalganj

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance:

For the Petitioner/s : Mr. Dhramveer, Advocate.

For the Opposite Party/s : Mr. Chaubey Jawahar, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD

ORAL ORDER

2 21-09-2017 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner is seeking regular bail in Vijaipur P.S.
Case No. 47 of 2016 registered under Sections 341, 323, 315, 504,
34 IPC.

Learned counsel for the petitioner submits that the
petitioner as well as the informant are first cousins, the allegation
against the petitioner is that he along with two other accused had
gone to the house of the informant where they pushed the pregnant
wife of the informant causing miscarriage. Learned counsel for the
petitioner has drawn my attention towards Annexure-2, which is
an order dated 20.03.2017 passed in Cr. Misc. No. 8859/2017 in
the case of Shri Ram Yadav (co-accused), who has been granted
bail by a co-ordinate bench of this Court. The submission is that



though the word 'miscarriage' has been used but in fact the co-ordinate bench of this Court has taken notice of the fact that the victim girl had delivered a male child because of injury and heavy bleeding. It is further submitted that a compromise has also been entered into between the parties.

Learned A.P.P. for the State opposed the prayer for bail.

Considering the facts that the case of the petitioner is similarly situated with the said Shri Ram Yadav, who has been granted bail and the kind of relationship which is being enjoyed by the petitioner and the informant, let the petitioner, namely, Dhananjay Yadav, be released on bail on his furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned C.J.M., Gopalganj in connection with Vijaipur P.S. Case No. 47/2016 subject to the conditions as laid down under Section 437(3) Cr.P.C.

(Rajeev Ranjan Prasad, J)

Dilip, AR

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