

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.39836 of 2018**

Arising Out of PS.Case No. -184 Year- 2018 Thana -NATHNAGAR District- BHAGALPUR

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1. Pankaj Yadav Son of late Bhuddhu Yadav@ Buddu Yadav@ Bhuddu  
Yadav Resident of Village- Fatehpur, P.S. Jagdishpur, District- Bhagalpur.

.... .... Petitioner/s

Versus

1. The State of Bihar

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Praveen Kumar

For the Opposite Party/s : Mr. Anuj Kumar Shrivastava

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

3      07-08-2018                      The petitioner is apprehending his arrest in connection  
with Nath Nagar (Madhusudanpur) P.S. Case No. 184/2018,  
registered for offences punishable under Section 302/34 of the  
Indian Penal Code.

Allegation as per F.I.R. is that the petitioner had gone to  
the house of the deceased to call him, but the deceased did not  
come out. Thereafter, other accused person Sohindra Yadav and  
others called the deceased and he had come and thereafter the  
dead-body of the deceased was found.

Submission of learned counsel for the petitioner is that  
the petitioner was not alleged to be the last seen with the deceased  
and the co-accused, namely, Sohindra Yadav with whom he was  
last seen has already been granted privilege of anticipatory bail by



a co-ordinate Bench of this Court vide order dated 03.08.2018 passed in Cr. Misc. No.41162 of 2018.

Heard learned A.P.P. as well as learned counsel for the informant, they have opposed the prayer for anticipatory bail of the petitioner by stating that the petitioner has also named in the F.I.R.

Having heard both sides, considering the facts and circumstances of the case, let the petitioner above named, in the event of his arrest or surrender before the court below within a period of six weeks from the date of receipt/production of a copy of this order, be enlarged on bail on furnishing bond of Rs. 25,000 (Rs. Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Bhagalpur, in connection with Nath Nagar (Madhusudanpur) P.S. Case No. 184/2018, subject to the conditions as laid down under Section 438(2) of the Cr.P.C, it is further subject to the condition that:-

- (i) One of the bailors of the petitioner shall be a local person having sufficient immovable property within the jurisdiction of the concerned Court.
- (ii) The petitioner shall cooperate in the



investigation and make himself available as and when required by the police and on the event of failure on his part to appear before the police 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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