

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.26622 of 2018

Arising Out of PS. Case No.-131 Year-2016 Thana- KHODABANDPUR District- Begusarai

Ram Swaroop Yadav, son of Babu Lal Yadav, resident of Village- Purpathar,
P.S.- Khodawandpur. O.P. Chhaurahi, District- Begusarai.

... .. Petitioner

Versus

The State of Bihar.

... .. Opposite Party

Appearance :

For the Petitioner/s :	Mr. Bhupendra N. Singh, Advocate Mr. Shailendra Kumar, Advocate
For the Opposite Party/s :	Mr. Binod Kumar No.3, APP

CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

2 03-05-2018 Heard learned counsel for the petitioner and learned
counsel for the State.

In this case, the petitioner is seeking anticipatory
bail in connection with Khodawandpur P.S. Case No.131 of
2016, registered for the offence punishable under Sections 147,
148, 149 and 302 of the Indian Penal Code and under Section 27
of the Arms Act.

Allegation has been made that petitioner and 13 other
accused persons armed with different weapons have surrounded
the informant and his brother, Prahlad Kumar Yadav, and started
indiscriminate firing. Looking to indiscriminate firing, the
informant tried to hide himself, but on the order of the present
petitioner, Rajiv Yadav, Lalan Yada and Raju Yadav, fired on the
brother of the informant, who died later on.



Learned counsel for the petitioner submits that the age of the petitioner is 82 years and it is a land dispute between the parties.

Looking to the age of the petitioner, let the petitioner, namely, Ram Swaroop Yadav, be released on anticipatory bail in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand Only) with two sureties of the like amount each to the satisfaction of the S.D.J.M., Manjhaul, Begusarai, in connection with Khodawandpur P.S. Case no.131 of 2016, subject to the condition as laid down under Section 438(2) of the Code of Criminal Procedure. Further condition is that whenever the police will call the petitioner for the purposes of investigation and interrogation, he will remain present for the investigation. In the event of being absent on two consecutive dates without reasonable explanation, the present order will be treated to have been cancelled.

(Shivaji Pandey, J)

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