

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.25063 of 2018

Arising Out of PS.Case No. -24 Year- 2017 Thana -PALI
District- JEHANABAD

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1. Krishana Yadav, S/o Late Lala Singh @ Late Lala Yadav,
2. Suchit Yadav S/o Krishana Yadav, Both R/o Vill.-
Chanaura, P.S.- Kingar, District- Arwal.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Birendra Kumar

For the Opposite Party/s : Mr. Sri Rajkishore Singh

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CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR

ORAL ORDER

3 17-05-2018 The petitioners seek bail in connection with Pali P.S.
Case No. 24 of 2017 dated 29.05.2017 instituted for the
offences under Sections 307, 302, 120B of the Indian Penal
Code and Section 27 of the Arms Act.

The wife of the informant was killed by his
brother/Binesh Yadav. It has been alleged that while the
informant was on his roof-top, his own brother/Binesh Yadav
fired at him but he narrowly escaped from being hurt. When
he came out of his house, his wife also came out of the house
for his rescue. No sooner had the informant and his wife
reached near the house of one Ramawatar Thakur, the
petitioners, who are the father-in-law and brother-in-law of
aforesaid Binesh Yadav, caught hold of the wife of the



informant and co-accused Binesh Yadav is said to have fired from his weapon, leading to her death.

The learned counsel for the petitioners has submitted that there is a land dispute between the informant and his brother/Binesh Yadav and only because the petitioners happen to be related to the aforesaid Binesh Yadav being his father-in-law and brother-in-law respectively, they too have been made accused in this case. The petitioners have got no concern with respect to the dispute with the informant and his brother/Binesh Yadav. Even the wife of Binesh Yadav has unnecessarily been dragged in the present case.

The petitioners are in custody since 01.02.2018 and do not have any criminal antecedent.

Regard being had to the fact that petitioners are not the assailants of the deceased, the petitioners, above named are directed to be released on bail on furnishing bail bonds of Rs. 10,000/-(ten thousand) each with sureties of the like amount each to the satisfaction of learned Judicial Magistrate, 1st Class, Jehanabad in connection with Pali P.S. Case No. 24 of 2017.

(Ashutosh Kumar, J)

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