

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.48493 of 2018

Arising Out of PS.Case No. -38 Year- 2018 Thana -BITHAN BAZAR District- SAMASTIPUR

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1. Punit Yadav @ Bhado Yadav, S/o Late Ram Swarup Yadav,
2. Chandan Yadav S/o Anil Yadav, Both , R/o Vill.- Belsandi, P.S.- Bithn,
District- Samastipur.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Jitendra Narain Sinha

For the Opposite Party/s : Mr. Sri Nand Kumar

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 24-08-2018 . Heard the parties.

The petitioners seek anticipatory bail in connection with Bithan P.S.Case No. 38 of 2018, registered for offences punishable under Sections 307/34 of the Indian Penal Code and 25 (1-B) A, 26 and 27 Arms Act.

As per F.I.R., allegation against the petitioners is of indiscriminate firing upon the informant, causing injuries.

Submission of the learned counsel for the petitioners is that there is a case and counter case and nothing has been recovered from the possession of petitioners, rather it has been recovered from possession of one accused, Kundan Yadav and he has already been granted privilege of bail by a Co-ordinate Bench of this Court vide order dated 31.07.2018 passed in Cr. Misc. No.



43196 of 2018 and the petitioners have no criminal antecedents.

Learned A.P.P. opposes the prayer for bail.

Having heard both sides and in view of the facts and circumstances, as discussed above, let the petitioner, above named on surrender or arrest within six weeks be released on bail on furnishing bail bond of Rs. 25,000/- (Twenty five thousand) each with two sureties of the like amount each to the satisfaction of learned Sub Divisional Judicial Magistrate, Rosera, District-Samastipur in connection with Bithan P.S.Case No. 38 of 2018, subject to the conditions as laid down under Section 438 (2) of Cr.P.C. with condition that one of the bailors of the petitioners shall be a local person having sufficient immovable property within the jurisdiction of the concerned court.

(Vinod Kumar Sinha, J)

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