

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.20892 of 2019**

Arising Out of PS. Case No.-132 Year-2014 Thana- BELDOUR District- Khagaria

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Bhupendra Yadav @ Bhupenda Yadav, aged about 51 years, Gender-Male,  
Son of Maheshwar Prasad Yadav Resident of Village and Post - Mali, P.S.-  
Beldaur, District - Khagaria.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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**Appearance :**

For the Petitioner : Mr. Subhash Kumar Jha, Advocate  
For the Opposite Party : APP

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**CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN**  
**ORAL ORDER**

4      16-07-2019                      Heard learned counsel for the petitioner and learned APP for  
the State.

2. The petitioner apprehends his arrest for the offences  
alleged under Sections 302/34 of the Indian Penal Code and Section  
27 of the Arms Act registered in connection with Beldaur P.S. Case  
No. 132 of 2014.

3. It is submitted that the petitioner has been falsely  
implicated and in any event, after due investigation, the police has  
submitted final report in which several accused persons including the  
petitioner have not been sent up for trial while only three co-accused  
persons have been chargesheeted. Similarly situated other accused  
persons have been granted anticipatory bail by a coordinate Bench of  
this Court vide order dated 07.03.2019 passed in Cr. Misc. No. 13231  
of 2019 and so also co-accused Bhupendra Kumar @ Bhupendra  
Panjiyar has been granted anticipatory bail by this Court vide order  
dated 25.03.2019 passed in Cr. Misc. No. 16293 of 2019. The  
petitioner is accused in one prior case of different nature in which he  
is on bail.

4. Be that as it may, in the event of the petitioner's arrest or



surrender before the court below within six weeks from the date of communication of this order, let the above named petitioner be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of like amount each to the satisfaction of Miss Simmi Kujjur, learned Judicial Magistrate, 1<sup>st</sup> Class, Khagaria in connection with Beldaur P.S. Case No. 132 of 2014, subject to the conditions as laid down under Section 438 (2) of the Cr.P.C. and with further conditions --

(i) That one of the bailors shall be a close relative of the petitioner.

(ii) That the petitioner shall not indulge in any similar offence till conclusion of the trial.

(iii) That the petitioner shall remain physically present in court on each and every date during trial and in the event of failure on two consecutive dates without sufficient reason, his bail bond shall be liable to be cancelled by the learned Court concerned.

(iv) That the petitioner shall cooperate with the investigation, if not already concluded, and make himself available as and when so required and in case of failure, the State shall be at liberty to move for cancellation of bail.

**(Vikash Jain, J)**

BT/-

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