

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33442 of 2019

Arising Out of PS. Case No.-144 Year-2014 Thana- NAWADA District- Nawada

Deepak Kumar Son of Saukhi Yadav Resident of Village- Jamuawan, P.S.-
Nawada (Kadirganj), District- Nawada.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sheo Kumar Prasad, Advocate

For the Opposite Party/s : Mr. Ram Anurag Singh, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 31-07-2019 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner apprehends his arrest in Nawada Town
(Kadirganj) P.S. Case No. 144 of 2014, registered for the
offences punishable under Sections 147, 148, 149, 323, 337,
338, 307, 333, 216(A), 224, 225, 341, 342, 353, 427, 379 and
504 of the Indian Penal Code and section 27 of the Arms Act.

Prosecution case is that police went to apprehend
Rajesh Yadav an accused of Nawada (Kadirganj) P.S. Case No.
43 of 2013 and subsequently apprehended him but in the
meantime, the mob forcibly got him released, pelted stones and
assaulted the police personnel. It is further alleged that Mukesh
Yadav, Nitish Yadav, Rajesh Yadav and Nitin Yadav tried to
snatch the service revolver of S.I. as a result of which police
resorted to firing.



It is submitted on behalf of the petitioner that there is general and omnibus allegation against the petitioner. In fact, during scuffle son of Sadhu Yadav was killed for which Nawada (Town) P.S. Case No. 143 of 2014 was lodged and in order to save their skin, the police lodged the present case. Petitioner has got no criminal antecedent. Similarly situated co-accused namely, Sadhu Yadav and Bhushan Yadav have been granted bail vide order dated 07.05.2015 passed in Cr. Misc. No. 13584 of 2015.

Considering the facts aforesaid, the petitioner above-named, in the event of his arrest/surrender before the court below within a period of six weeks from the date of receipt/production of a copy of this order, is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Nawada in connection with Nawada Town (Kadirganj) P.S. Case No. 144 of 2014, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

vinita/-

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