

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No 52570 of 2019

Arising Out of PS. Case No.-94 Year-2019 Thana- MAHISHI District- Saharsa

MITHLESH YADAV @ MITHELESH YADAV, aged about 35 years, Male,
Son of - Dukhi Yadav @ Yogendra Yadav Resident of Village- Birbar, P.S. -
Mahishi, Distt.- Saharsa.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Chandra Mohan Jha

For the Opposite Party/s : Mr.Anita Kumari Singh

CORAM: HONOURABLE MR JUSTICE MADHURESH PRASAD

ORAL ORDER

3 16-11-2019 Heard learned counsel for the petitioner and the
learned APP for the State.

Petitioner seeks bail in a case registered under
Sections 147, 148, 149, 341, 342, 307, 504 of Indian Penal Code
and Section 27 of Arms Act.

It is submitted by the petitioner's counsel, referring to
the allegations made in the first information report, that the
petitioner's fire shot did not hit the victim and that the victim
suffered injuries on account of a firing done by co-accused
Pankaj Yadav. The petitioner is a man of clean antecedent as
per statements made in the application and he is in custody since
30.05.2019.

Learned APP for the State has opposed the prayer for



bail.

Considering the rival submissions, prayer for bail is allowed.

Let the petitioner above named be released on bail on his furnishing bonds of Rs 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Sub Divisional Judicial Magistrate, Saharsa in Mahishi Police Station Case No 94 of 2019 subject to the following conditions:

(1) That one of the bailors will be a close relative of the petitioner who will give an affidavit giving genealogy as to how he is related with the petitioner. The bailors will also undertake to inform the Court if there is any change in the address of the petitioner.

(2) That the petitioner will be well represented on each date and if he fails to do so on two consecutive dates, his bail will be liable to be cancelled.

(Madhuresh Prasad, J)

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